
SUBSTITUTE SENATE BILL 5693

State of Washington**67th Legislature****2022 Regular Session**

By Senate Ways & Means (originally sponsored by Senators Rolfes, L. Wilson, and Nguyen; by request of Office of Financial Management)

READ FIRST TIME 02/24/22.

1 AN ACT Relating to fiscal matters; amending RCW 28C.04.525,
2 41.60.050, 43.31.605, 43.41.450, 43.43.837, 43.79.505, 43.83B.430,
3 43.101.435, 43.216.1368, 43.216.270, 43.348.080, 50A.10.030,
4 70A.200.140, 74.46.561, 76.04.516, and 79A.80.020; amending 2021 c
5 334 ss 1, 101, 102, 103, 104, 105, 106, 107, 108, 111, 112, 113, 114,
6 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128,
7 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142,
8 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 201, 202, 203, 204,
9 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218,
10 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 301, 302,
11 303, 304, 305, 306, 307, 308, 309, 310, 311, 401, 402, 501, 502, 503,
12 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517,
13 518, 519, 520, 521, 522, 603, 604, 605, 606, 607, 608, 609, 610, 611,
14 612, 613, 614, 615, 616, 617, 618, 619, 701, 702, 704, 705, 715, 718,
15 753, 706, 723, 724, 748, 801, 802, 803, 805, 909, 910, 911, 912, 913,
16 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 928, 929,
17 930, 932, 933, 934, 935, 936, 940, 941, 942, 943, 945, 946, 947, 948,
18 and 939 (uncodified); adding new sections to chapter 43.79 RCW;
19 adding new sections to 2021 c 334 (uncodified); repealing 2021 c 334
20 ss 730, 731, 732, 733, 734, 735, 736, 737, 749, and 752 (uncodified);
21 making appropriations; and declaring an emergency.

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

1 **Sec. 1.** 2021 c 334 s 1 (uncodified) is amended to read as
2 follows:

3 (1) A budget is hereby adopted and, subject to the provisions set
4 forth in the following sections, the several amounts specified in
5 parts I through IX of this act, or so much thereof as shall be
6 sufficient to accomplish the purposes designated, are hereby
7 appropriated and authorized to be incurred for salaries, wages, and
8 other expenses of the agencies and offices of the state and for other
9 specified purposes for the fiscal biennium beginning July 1, 2021,
10 and ending June 30, 2023, except as otherwise provided, out of the
11 several funds of the state hereinafter named.

12 (2) Unless the context clearly requires otherwise, the
13 definitions in this section apply throughout this act.

14 (a) "ARPA" means the American rescue plan act of 2021, P.L.
15 117-2.

16 (b) "CARES" means the coronavirus aid, relief, and economic
17 security act, P.L. 116-136.

18 (c) "CRF" means the coronavirus relief fund created by section
19 5001, the coronavirus aid, relief, and economic security act, P.L.
20 116-136, division A.

21 (d) "CRRSA" means the coronavirus response and relief
22 supplemental appropriations act, P.L. 116-260, division M.

23 (e) "CRRSA/ESSER" means the elementary and secondary school
24 emergency relief fund, as modified by the coronavirus response and
25 relief supplemental appropriations act, P.L. 116-260, division M.

26 (f) "Dedicated marijuana account" means the dedicated cannabis
27 account, if Engrossed Second Substitute Senate Bill No. 5796 is
28 enacted.

29 (g) "Fiscal year 2022" or "FY 2022" means the fiscal year ending
30 June 30, 2022.

31 (~~(g)~~) (h) "Fiscal year 2023" or "FY 2023" means the fiscal year
32 ending June 30, 2023.

33 (~~(h)~~) (i) "FTE" means full time equivalent.

34 (~~(i)~~) (j) "Lapse" or "revert" means the amount shall return to
35 an unappropriated status.

36 (~~(j)~~) (k) "Provided solely" means the specified amount may be
37 spent only for the specified purpose. Unless otherwise specifically
38 authorized in this act, any portion of an amount provided solely for
39 a specified purpose which is not expended subject to the specified

1 conditions and limitations to fulfill the specified purpose shall
2 lapse.

3 (3) Whenever the terms in subsection (2)(a) through (e) of this
4 section are used in the context of a general fund—federal
5 appropriation, the term is used to attribute the funding to that
6 federal act.

7 **PART I**
8 **GENERAL GOVERNMENT**

9 **Sec. 101.** 2021 c 334 s 101 (uncodified) is amended to read as
10 follows:

11 **FOR THE HOUSE OF REPRESENTATIVES**

12	General Fund—State Appropriation (FY 2022)	((\$45,740,000))
13		<u>\$46,603,000</u>
14	General Fund—State Appropriation (FY 2023)	((\$46,804,000))
15		<u>\$51,643,000</u>
16	TOTAL APPROPRIATION.	((\$92,544,000))
17		<u>\$98,246,000</u>

18 The appropriations in this section are subject to the following
19 conditions and limitations: \$5,000 of the general fund—state
20 appropriation for fiscal year 2022 and \$7,000 of the general fund—
21 state appropriation for fiscal year 2023 are provided solely for the
22 joint legislative task force on the future of the Washington fish and
23 wildlife commission created in section 940 of this act.

24 **Sec. 102.** 2021 c 334 s 102 (uncodified) is amended to read as
25 follows:

26 **FOR THE SENATE**

27	General Fund—State Appropriation (FY 2022)	((\$32,755,000))
28		<u>\$33,520,000</u>
29	General Fund—State Appropriation (FY 2023)	((\$35,699,000))
30		<u>\$40,006,000</u>
31	TOTAL APPROPRIATION.	((\$68,454,000))
32		<u>\$73,526,000</u>

33 The appropriations in this section are subject to the following
34 conditions and limitations:

35 (1) \$260,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$270,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the payment of membership
2 dues to the council of state governments, the national conference of
3 state legislatures, the pacific northwest economic region, the
4 pacific fisheries legislative task force, and the western legislative
5 forestry task force.

6 (2) \$5,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$7,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for the joint legislative task
9 force on the future of the Washington fish and wildlife commission
10 created in section 940 of this act.

11 **Sec. 103.** 2021 c 334 s 103 (uncodified) is amended to read as
12 follows:

13 **FOR THE JOINT LEGISLATIVE AUDIT AND REVIEW COMMITTEE**

14	General Fund—State Appropriation (FY 2022).	\$303,000
15	General Fund—State Appropriation (FY 2023).	\$248,000
16	Performance Audits of Government Account—State	
17	Appropriation.	((\$9,384,000))
18		<u>\$10,047,000</u>
19	TOTAL APPROPRIATION.	((\$9,935,000))
20		<u>\$10,598,000</u>

21 The appropriation in this section is subject to the following
22 conditions and limitations:

23 (1) \$273,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$244,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided (~~solely~~) for implementation of
26 Engrossed Substitute Senate Bill No. 5405 (racial equity analyses).
27 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
28 ~~in this subsection shall lapse.~~)

29 (2) Notwithstanding the provisions of this section, the joint
30 legislative audit and review committee may adjust the due dates for
31 projects included on the committee's 2021-2023 work plan as necessary
32 to efficiently manage workload.

33 (3) \$20,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$2,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided (~~solely~~) to implement House Bill No.
36 1296 (behavioral health service organizations). (~~If the bill is not~~
37 ~~enacted by June 30, 2021, the amounts provided in this subsection~~
38 ~~shall lapse.~~)

1 (4) \$10,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$2,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided (~~(solely)~~) to implement Second
4 Substitute House Bill No. 1033 (employment training program). (~~If~~
5 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
6 ~~this subsection shall lapse.~~)

7 (5) \$50,000 of the performance audits of government account—state
8 appropriation is for implementation of Engrossed Substitute Senate
9 Bill No. 5268 (developmental disability services). If the bill is not
10 enacted by June 30, 2022, the amount provided in this subsection
11 shall lapse.

12 (6) Sufficient funding is appropriated in this section to conduct
13 performance audits related to state agency programs and services to
14 address the needs of farmworkers. The audits will assess how the
15 agency is administering the programs and enforcing the relevant laws
16 and provide recommendations to improve service delivery and
17 effectiveness for the protection and needs farmworkers. The committee
18 must incorporate the performance audits in this subsection into its
19 work plan and must provide annual progress reports on their status.
20 The committee may prioritize its work based on available resources
21 and staff capacity, and may contract for services as necessary, to
22 complete the following performance audits:

23 (a) The department of labor and industries' programs and
24 responsibilities to investigate and enforce:

25 (i) Wage and hour laws applicable to farmworkers;

26 (ii) Workplace health and safety standards applicable to
27 farmworkers; and

28 (iii) Laws prohibiting harassment, discrimination, and
29 retaliation against farmworkers for, among other things, asserting
30 their rights regarding health and safety standards and wage and hour
31 laws;

32 (b) The employment security department's administration of the
33 H-2A program; and

34 (c) The department of health's administration of laws and rules
35 related to pesticide safety that are intended to protect farmworkers
36 from hazardous exposures.

37 (7) \$42,000 of the performance audits of government account—state
38 appropriation is for implementation of Second Substitute Senate Bill

1 No. 5649 (family and medical leave). If the bill is not enacted by
2 June 30, 2022, the amount provided in this subsection shall lapse.

3 **Sec. 104.** 2021 c 334 s 104 (uncodified) is amended to read as
4 follows:

5 **FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE**
6 Performance Audits of Government Account—State
7 Appropriation. (~~(\$4,664,000)~~)
8 \$4,734,000
9 TOTAL APPROPRIATION. (~~(\$4,664,000)~~)
10 \$4,734,000

11 **Sec. 105.** 2021 c 334 s 105 (uncodified) is amended to read as
12 follows:

13 **FOR THE JOINT LEGISLATIVE SYSTEMS COMMITTEE**
14 General Fund—State Appropriation (FY 2022). (~~(\$14,173,000)~~)
15 \$14,465,000
16 General Fund—State Appropriation (FY 2023). (~~(\$14,235,000)~~)
17 \$16,158,000
18 TOTAL APPROPRIATION. (~~(\$28,408,000)~~)
19 \$30,623,000

20 The appropriations in this section are subject to the following
21 conditions and limitations: Within the amounts provided in this
22 section, the joint legislative systems committee shall provide
23 information technology support, including but not limited to internet
24 service, for the district offices of members of the house of
25 representatives and the senate.

26 **Sec. 106.** 2021 c 334 s 106 (uncodified) is amended to read as
27 follows:

28 **FOR THE OFFICE OF THE STATE ACTUARY**
29 General Fund—State Appropriation (FY 2022). \$367,000
30 General Fund—State Appropriation (FY 2023). (~~(\$382,000)~~)
31 \$895,000
32 State Health Care Authority Administrative Account—
33 State Appropriation. (~~(\$249,000)~~)
34 \$254,000
35 Department of Retirement Systems Expense Account—
36 State Appropriation. (~~(\$6,095,000)~~)

1		<u>\$6,201,000</u>
2	School Employees' Insurance Administrative Account—	
3	State Appropriation.	\$250,000
4	TOTAL APPROPRIATION.	((\$7,343,000))
5		<u>\$7,967,000</u>

6 The appropriations in this section are subject to the following
7 conditions and limitations: \$503,000 of the general fund—state
8 appropriation for fiscal year 2023 is provided solely for actuarial
9 support for the long-term services and support trust program,
10 including an actuarial audit and valuation of the long-term services
11 and supports trust fund that incorporates the impact of the
12 exemptions granted by the employment security department.

13 **Sec. 107.** 2021 c 334 s 107 (uncodified) is amended to read as
14 follows:

15 **FOR THE STATUTE LAW COMMITTEE**

16	General Fund—State Appropriation (FY 2022).	\$5,366,000
17	General Fund—State Appropriation (FY 2023).	((\$5,766,000))
18		<u>\$5,941,000</u>
19	TOTAL APPROPRIATION.	((\$11,132,000))
20		<u>\$11,307,000</u>

21 **Sec. 108.** 2021 c 334 s 108 (uncodified) is amended to read as
22 follows:

23 **FOR THE OFFICE OF LEGISLATIVE SUPPORT SERVICES**

24	General Fund—State Appropriation (FY 2022).	\$4,566,000
25	General Fund—State Appropriation (FY 2023).	((\$5,029,000))
26		<u>\$5,198,000</u>
27	TOTAL APPROPRIATION.	((\$9,595,000))
28		<u>\$9,764,000</u>

29 **Sec. 109.** 2021 c 334 s 111 (uncodified) is amended to read as
30 follows:

31 **FOR THE SUPREME COURT**

32	General Fund—State Appropriation (FY 2022).	((\$9,781,000))
33		<u>\$9,744,000</u>
34	General Fund—State Appropriation (FY 2023).	((\$9,848,000))
35		<u>\$11,045,000</u>
36	TOTAL APPROPRIATION.	((\$19,629,000))

1 \$20,789,000

2 **Sec. 110.** 2021 c 334 s 112 (uncodified) is amended to read as
3 follows:

4 **FOR THE LAW LIBRARY**

5 General Fund—State Appropriation (FY 2022)	((\$1,811,000))
	<u>\$1,792,000</u>
6 General Fund—State Appropriation (FY 2023)	((\$1,821,000))
	<u>\$1,936,000</u>
7 TOTAL APPROPRIATION.	((\$3,632,000))
	<u>\$3,728,000</u>

11 **Sec. 111.** 2021 c 334 s 113 (uncodified) is amended to read as
12 follows:

13 **FOR THE COMMISSION ON JUDICIAL CONDUCT**

14 General Fund—State Appropriation (FY 2022)	((\$1,650,000))
	<u>\$1,638,000</u>
15 General Fund—State Appropriation (FY 2023)	((\$1,649,000))
	<u>\$1,682,000</u>
16 TOTAL APPROPRIATION.	((\$3,299,000))
	<u>\$3,320,000</u>

20 **Sec. 112.** 2021 c 334 s 114 (uncodified) is amended to read as
21 follows:

22 **FOR THE COURT OF APPEALS**

23 General Fund—State Appropriation (FY 2022)	((\$21,818,000))
	<u>\$21,706,000</u>
24 General Fund—State Appropriation (FY 2023)	((\$22,146,000))
	<u>\$22,729,000</u>
25 TOTAL APPROPRIATION.	((\$43,964,000))
	<u>\$44,435,000</u>

29 **Sec. 113.** 2021 c 334 s 115 (uncodified) is amended to read as
30 follows:

31 **FOR THE ADMINISTRATOR FOR THE COURTS**

32 General Fund—State Appropriation (FY 2022)	((\$157,168,000))
	<u>\$88,031,000</u>
33 General Fund—State Appropriation (FY 2023)	((\$81,033,000))
	<u>\$123,266,000</u>

1	General Fund—Federal Appropriation.	\$2,209,000
2	General Fund—Private/Local Appropriation.	\$681,000
3	Judicial Stabilization Trust Account—State	
4	Appropriation.	(\$6,692,000)
5		<u>\$164,192,000</u>
6	Judicial Information Systems Account—State	
7	Appropriation.	(\$60,664,000)
8		<u>\$86,950,000</u>
9	TOTAL APPROPRIATION.	(\$308,447,000)
10		<u>\$465,329,000</u>

11 The appropriations in this section are subject to the following
12 conditions and limitations:

13 (1) The distributions made under this section and distributions
14 from the county criminal justice assistance account made pursuant to
15 section 801 of this act constitute appropriate reimbursement for
16 costs for any new programs or increased level of service for purposes
17 of RCW 43.135.060.

18 (2)(a) \$7,000,000 of the general fund—state appropriation for
19 fiscal year 2022 and \$7,000,000 of the general fund—state
20 appropriation for fiscal year 2023 are provided solely for
21 distribution to county juvenile court administrators for the costs
22 associated with processing and case management of truancy, children
23 in need of services, and at-risk youth referrals. The administrator
24 for the courts, in conjunction with the juvenile court
25 administrators, shall develop an equitable funding distribution
26 formula. The formula must neither reward counties with higher than
27 average per-petition/referral processing costs nor shall it penalize
28 counties with lower than average per-petition/referral processing
29 costs.

30 (b) Each fiscal year during the 2021-2023 fiscal biennium, each
31 county shall report the number of petitions processed and the total
32 actual costs of processing truancy, children in need of services, and
33 at-risk youth petitions. Counties shall submit the reports to the
34 administrator for the courts no later than 45 days after the end of
35 the fiscal year. The administrator for the courts shall
36 electronically transmit this information to the chairs and ranking
37 minority members of the house of representatives and senate fiscal
38 committees no later than 60 days after a fiscal year ends. These

1 reports are informational in nature and are not for the purpose of
2 distributing funds.

3 (3) \$150,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$150,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for providing all courts with an
6 electronic demographic survey for jurors who begin a jury term. The
7 survey must collect data on each juror's race, ethnicity, age, sex,
8 employment status, educational attainment, and income, as well as any
9 other data approved by order of the chief justice of the Washington
10 state supreme court. This electronic data gathering must be conducted
11 and reported in a manner that preserves juror anonymity. The
12 administrative office of the courts shall provide this demographic
13 data in a report to the governor and the appropriate committees of
14 the legislature, and publish a copy of the report on a publicly
15 available internet address by June 30, 2023.

16 (4) (a) \$150,000 of the general fund—state appropriation for
17 fiscal year 2022 and \$150,000 of the general fund—state appropriation
18 for fiscal year 2023 are provided solely for the center for court
19 research at the administrative office of the courts to review the
20 number and types of young individuals placed on electronic home
21 monitoring over a 10 year time period. The center for court research
22 shall work in collaboration with the Washington state partnership
23 council on juvenile justice and the juvenile block grant proviso
24 committee (which includes a representative from the juvenile
25 rehabilitation administration, the office of the administrator of the
26 courts, the office of financial management, and the juvenile courts)
27 to identify the number of individuals under the age of 26 that have
28 been placed on electronic home monitoring by the department of
29 children, youth, and families and the number of individuals placed on
30 electronic home monitoring by or through juvenile courts from the
31 year 2010 through 2020. At a minimum, the study must identify:

32 (i) How electronic home monitoring is defined and used by each
33 entity;

34 (ii) The various types of electronic home monitoring services and
35 the equipment used by each entity;

36 (iii) Whether the type of electronic home monitoring equipment
37 used is different depending upon the age or type of the offender;

1 (iv) Whether the state or local entity provides the supervision
2 and monitoring of individuals placed on electronic home monitoring or
3 whether the supervision and monitoring are contracted services;

4 (v) By age, demographics, ethnicity, and race, the number of
5 individuals that participated on electronic home monitoring each
6 year;

7 (vi) By age, the offense committed that resulted in the
8 individual being placed on electronic home monitoring, and the
9 average duration of time individuals spent on electronic home
10 monitoring; and

11 (vii) Whether electronic home monitoring was used as an
12 alternative to or in lieu of incarceration or whether electronic home
13 monitoring was used in addition to incarceration.

14 (b) The center for court research must complete a preliminary
15 report by June 30, 2022, and submit a final report to the appropriate
16 committees of the legislature by June 30, 2023.

17 ~~(5) ((\$44,500,000 of the general fund state appropriation for
18 fiscal year 2022 is provided solely to assist counties with costs of
19 resentencing and vacating the sentences of defendants whose
20 convictions or sentences are affected by the *State v. Blake* decision.
21 Subject to the availability of amounts provided in this section, the
22 office must provide grants to counties that demonstrate extraordinary
23 judicial, prosecution, or defense expenses for those purposes. The
24 office must establish an application process for county clerks to
25 seek funding and an equitable prioritization process for distributing
26 the funding.~~

27 ~~(6) \$23,500,000 of the general fund state appropriation for
28 fiscal year 2022 is provided solely to establish a legal financial
29 obligation aid pool to assist counties that are obligated to refund
30 legal financial obligations previously paid by defendants whose
31 convictions or sentences were affected by the *State v. Blake* ruling.
32 County clerks may apply to the administrative office of the courts
33 for a grant from the pool to assist with extraordinary costs of these
34 refunds. State aid payments made to a county from the pool must first
35 be attributed to any legal financial obligations refunded by the
36 county on behalf of the state. The office must establish an
37 application process for county clerks to seek funding and an
38 equitable prioritization process for distributing the funding.~~

1 ~~(7))~~ \$44,500,000 of the judicial stabilization trust account—
2 state appropriation is provided solely to assist counties with costs
3 of complying with the *State v. Blake* decision that arise from the
4 county's role in operating the state's criminal justice system,
5 including resentencing, vacating prior convictions for simple drug
6 possession, and certifying refunds of legal financial obligations and
7 collections costs. The office shall contract with counties for
8 judicial, clerk, and prosecution expenses for these purposes.

9 (6) \$70,000,000 of the judicial stabilization trust account—state
10 appropriation is provided solely to establish a legal financial
11 obligation aid pool for counties to refund legal financial
12 obligations and collection costs previously paid by defendants whose
13 convictions have been vacated by court order due to the *State v.*
14 *Blake* ruling. Once a direct refund process is established, superior
15 court clerks or district court administrators must certify, and send
16 to the office, the amount of any refund ordered by the court.

17 (7) \$1,782,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$749,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for the implementation of
20 Engrossed Second Substitute House Bill No. 1320 (civil protection
21 orders). (~~If the bill is not enacted by June 30, 2021, the amounts~~
22 ~~provided in this subsection shall lapse.~~)

23 (8) \$68,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$60,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for the implementation of Second
26 Substitute House Bill No. 1219 (youth counsel-dependency). (~~If the~~
27 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
28 ~~subsection shall lapse.~~)

29 (9) \$110,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$165,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the implementation of House
32 Bill No. 1167 (Thurston county superior court judge). (~~If the bill~~
33 ~~is not enacted by June 30, 2021, the amount provided in this~~
34 ~~subsection shall lapse.~~)

35 (10) \$1,094,000 of the general fund—state appropriation for
36 fiscal year 2022 and \$1,094,000 of the general fund—state
37 appropriation for fiscal year 2023 are provided solely for the
38 statewide fiscal impact on Thurston county courts. It is the intent

1 of the legislature that this policy will be continued in subsequent
2 fiscal biennia.

3 (11) (~~(\$4,505,000)~~) \$6,430,000 of the general fund—state
4 appropriation for fiscal year 2022 and (~~(\$4,505,000)~~) \$8,216,000 of
5 the general fund—state appropriation for fiscal year 2023 are
6 provided solely for implementation of Engrossed Second Substitute
7 Senate Bill No. 5160 (landlord-tenant relations), including the
8 management of an eviction resolution pilot program. By June 30, 2022,
9 the department shall provide to the legislature a detailed report of
10 eviction resolution program expenditures and outcomes including but
11 not limited to the number of dispute resolution centers participating
12 in the program, the number of individuals served by dispute
13 resolution centers in the program, the average cost of resolution
14 proceedings, and the number of qualified individuals who applied but
15 were unable to be served by dispute resolution centers due to lack of
16 funding or other reasons. (~~(If the bill is not enacted by June 30,~~
17 ~~2021, the amounts provided in this subsection shall lapse.)~~)

18 (12) \$325,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$304,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for implementation of Second
21 Substitute Senate Bill No. 5331 (early childhood court program). (~~(If~~
22 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
23 ~~this subsection shall lapse.)~~)

24 (13) \$44,000 of the general fund—state appropriation for fiscal
25 year 2022 is provided solely for implementation of Engrossed
26 Substitute Senate Bill No. 5226 (license suspensions/traffic). (~~(If~~
27 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
28 ~~subsection shall lapse.)~~)

29 (14) (~~(\$8,000,000)~~) \$3,000,000 of the general fund—state
30 appropriation for fiscal year 2022 (~~(is)~~) and \$3,000,000 of the
31 general fund—state appropriation for fiscal year 2023 are provided
32 solely for distribution to local courts for costs associated with the
33 court-appointed attorney and visitor requirements set forth in the
34 uniform guardianship act in chapter 11.130 RCW. If the amount
35 provided in this subsection is insufficient to fully fund the local
36 court costs, distributions must be reduced on a proportional basis to
37 ensure that expenditures remain within the available funds provided
38 in this subsection. No later than December 31, (~~(2021)~~) 2022, the
39 administrative office of the courts will provide a report on

1 distributions to local courts including, but not limited to, the
2 amount provided to each court, the number of guardianship cases
3 funded at each court, costs segregated by attorney appointments and
4 court visitor appointments, the amount of any pro rata reductions,
5 and a recommendation on how to forecast distributions for potential
6 future funding by the legislature.

7 (15) \$375,000 of the general fund—state appropriation for fiscal
8 year 2022 and (~~(\$285,000)~~) \$3,185,000 of the general fund—state
9 appropriation for fiscal year 2023 are provided solely for lease
10 expenses and costs to relocate staff from the temple of justice to
11 another workspace if the omnibus capital appropriation act provides
12 funding for improvements to the heating, ventilation, lighting, and
13 plumbing improvements to the temple of justice. Staff from the
14 administrative office of the courts shall work with the department of
15 enterprise services and the office of financial management to acquire
16 temporary space in a state owned facility that meets the needs of the
17 supreme court. If a state facility cannot be found, the court may
18 acquire temporary workspace as it chooses.

19 (16) \$63,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$251,000 of the general fund—state appropriation for
21 fiscal year 2023 is provided solely to facilitate and coordinate the
22 scheduling of resentencing hearings for individuals impacted by the
23 State v. Blake decision.

24 (17) \$830,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely to address data quality issues across
26 Washington state court management systems.

27 (18) \$8,200,000 of the general fund—state appropriation for
28 fiscal year 2023 is provided solely for assistance to trial courts
29 across the state to address the trial court backlog created by the
30 pandemic through the use of pro tem judges and backlog coordinators.

31 (19) \$5,000,000 of the general fund—state appropriation for
32 fiscal year 2023 is provided solely for audio visual upgrades in
33 courtrooms across the state.

34 (20) \$1,785,000 of the general fund—state appropriation for
35 fiscal year 2022 and \$3,215,000 of the general fund—state
36 appropriation for fiscal year 2023 is provided solely for
37 distribution to the trial courts to address impacts of the COVID-19
38 pandemic.

1 (21) \$4,900,000 of the general fund—state appropriation for
2 fiscal year 2023 is provided solely for grant funding for the
3 establishment of therapeutic courts.

4 (22) \$520,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely to establish pilot self-help centers in
6 two courthouses, one on each side of the state.

7 (23) \$82,000 of the general fund—state appropriation for fiscal
8 year 2023 is provided solely for implementation of Engrossed
9 Substitute Senate Bill No. 5490 (interbranch advisory committee). If
10 the bill is not enacted by June 30, 2022, the amount provided in this
11 subsection shall lapse.

12 (24) \$341,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for implementation of Substitute Senate
14 Bill No. 5575 (superior court judges in Snohomish county). If the
15 bill is not enacted by June 30, 2022, the amount provided in this
16 subsection shall lapse.

17 (25) \$116,000 of the general fund—state appropriation for fiscal
18 year 2023 is provided solely for implementation of Senate Bill No.
19 5788 (minor guardianship). If the bill is not enacted by June 30,
20 2022, the amount provided in this subsection shall lapse.

21 (26) \$25,400,000 of the judicial information system account—state
22 appropriation is provided solely for completion and implementation of
23 the case management system for courts of limited jurisdiction.

24 (27) \$2,025,000 of the general fund—state appropriation for
25 fiscal year 2023 is provided solely for activities of the office
26 relating to the resentencing of individuals and refund of legal
27 financial obligations and costs associated with the *State v. Blake*
28 ruling. In addition to contracting with cities and counties for the
29 disbursement of funds appropriated for resentencing costs, the office
30 must:

31 (a) Collaborate with superior court clerks, district court
32 administrators, and municipal court administrators to prepare
33 comprehensive reports, based on available court records, of all cause
34 numbers impacted by *State v. Blake* going back to 1971; and

35 (b) Establish a process to locate and notify individuals of
36 available refunds and notify those individuals of the application
37 process necessary to claim the refund and issue payment from the
38 legal financial obligation aid pool upon submission and approval of
39 applications. The office shall continue to reimburse counties for any

1 legal and financial obligation refunds made pursuant to a court order
2 pending the implementation of a direct refund process.

3 (28) \$23,000,000 of the judicial stabilization trust account—
4 state appropriation is provided solely to assist cities with costs of
5 complying with the *State v. Blake* ruling that arise from the city's
6 role in operating the municipal criminal justice system, including
7 resentencing, vacating prior convictions for simple drug possession,
8 and certifying refunds of legal financial obligations and collections
9 costs. The office shall contract with cities for judicial, clerk,
10 prosecution, and defense expenses for these purposes.

11 (29) \$20,000,000 of the judicial stabilization trust account—
12 state appropriation is provided solely to establish a legal financial
13 obligation aid pool for cities to refund legal financial obligations
14 and collection costs previously paid by defendants whose convictions
15 have been vacated by court order due to the *State v. Blake* ruling.
16 Once a direct refund process is established, municipal administrators
17 must certify, and send to the office, the amount of any refund
18 ordered by the court.

19 **Sec. 114.** 2021 c 334 s 116 (uncodified) is amended to read as
20 follows:

21 **FOR THE OFFICE OF PUBLIC DEFENSE**

22	General Fund—State Appropriation (FY 2022).	((\$53,975,000))
23		<u>\$54,491,000</u>
24	General Fund—State Appropriation (FY 2023).	((\$54,202,000))
25		<u>\$58,154,000</u>
26	General Fund—Federal Appropriation.	\$362,000
27	General Fund—Private/Local Appropriation.	\$30,000
28	Judicial Stabilization Trust Account—State	
29	Appropriation.	((\$3,896,000))
30		<u>\$3,901,000</u>
31	TOTAL APPROPRIATION.	((\$112,465,000))
32		<u>\$116,938,000</u>

33 The appropriations in this section are subject to the following
34 conditions and limitations:

35 (1) \$250,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$250,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for the office of public defense
38 to contract with a free legal clinic that has a medical-legal

1 partnership and that currently provides parent representation to at-
2 risk clients in dependency cases in Snohomish, Skagit, and King
3 counties. Within amounts appropriated, the clinic must provide legal
4 representation to parents who are pregnant or recently postpartum who
5 are at risk of child abuse or neglect reports or investigations.

6 (2) \$900,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$900,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for the purpose of improving the
9 quality of trial court public defense services. The office of public
10 defense must allocate these amounts so that \$450,000 per fiscal year
11 is distributed to counties, and \$450,000 per fiscal year is
12 distributed to cities, for grants under chapter 10.101 RCW.

13 (3) \$5,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$14,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the implementation of Second
16 Substitute House Bill No. 1219 (youth counsel-dependency). (~~If the
17 bill is not enacted by June 30, 2021, the amounts provided in this
18 subsection shall lapse.~~)

19 (4) \$443,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$683,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for the implementation of
22 Engrossed Substitute House Bill No. 1140 (juvenile access to
23 attorneys). (~~If the bill is not enacted by June 30, 2021, the
24 amounts provided in this subsection shall lapse.~~)

25 (5) \$5,500,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$5,500,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely to assist counties with public
28 defense costs related to vacating the sentences of defendants whose
29 convictions or sentences are affected by the *State v. Blake* decision.
30 Of the amounts provided in this subsection:

31 (a) \$400,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$400,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for the office of public defense
34 to provide statewide attorney training, technical assistance, data
35 analysis and reporting, and quality oversight and for administering
36 financial assistance for public defense costs related to *State v.*
37 *Blake* impacts; and

38 (b) \$5,100,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$5,100,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for grants allocated for public
2 defense assistance. The allocation of grant funding shall be
3 determined based upon a formula as established by the office of
4 public defense, and must be provided: (i) To assist counties
5 providing counsel for clients seeking to vacate a sentence or to be
6 resentenced under the *State v. Blake* decision; and (ii) to assist
7 counties that may designate the office of public defense to contract
8 directly with attorneys to represent and assist clients seeking to
9 vacate a sentence or to be resentenced under the *State v. Blake*
10 decision.

11 (6) \$286,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$1,008,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the implementation of a
14 triage team to provide statewide support to the management and flow
15 of hearings for incarcerated individuals impacted by the *State v.*
16 *Blake* decision.

17 (7) \$153,000 of the general fund—state appropriation for fiscal
18 year 2023 is provided solely to cover fees charged by county clerks
19 for electronic access to court documents for staff and contracted
20 public defense attorneys.

21 (8) \$20,000 of the general fund—state appropriation for fiscal
22 year 2023 is provided solely for the research and development of a
23 proposal for the office of public defense to assume statewide
24 administration of public defense services involving legal proceedings
25 for indigent persons who are not guilty by reason of insanity.

26 (9) \$41,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$286,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for two managing attorney
29 positions within the office of public defense.

30 **Sec. 115.** 2021 c 334 s 117 (uncodified) is amended to read as
31 follows:

32 **FOR THE OFFICE OF CIVIL LEGAL AID**

33	General Fund—State Appropriation (FY 2022)	((\$41,280,000))
34		<u>\$41,709,000</u>
35	General Fund—State Appropriation (FY 2023)	((\$42,685,000))
36		<u>\$46,851,000</u>
37	General Fund—Federal Appropriation	\$379,000
38	Judicial Stabilization Trust Account—State	

1	Appropriation.	\$1,464,000
2	TOTAL APPROPRIATION.	(\$85,808,000)
3		<u>\$90,403,000</u>

4 The appropriations in this section are subject to the following
5 conditions and limitations:

6 (1) An amount not to exceed \$40,000 of the general fund—state
7 appropriation for fiscal year 2022 and an amount not to exceed
8 \$40,000 of the general fund—state appropriation for fiscal year 2023
9 may be used to provide telephonic legal advice and assistance to
10 otherwise eligible persons who are sixty years of age or older on
11 matters authorized by RCW 2.53.030(2) (a) through (k) regardless of
12 household income or asset level.

13 (2) The office of civil legal aid shall enter into an interagency
14 agreement with the department of children, youth, and families to
15 facilitate the use of federal title IV-E reimbursement for child
16 representation services.

17 (3) \$568,000 of the general fund—state appropriation for fiscal
18 year 2022 is appropriated solely to continue and expand civil legal
19 representation for tenants in eviction cases.

20 (4) Up to \$165,000 of the general fund—state appropriation for
21 fiscal year 2022 may be used to wind down the children's
22 representation study authorized in section 28, chapter 20, Laws of
23 2017 3rd sp. sess.

24 (5) \$5,440,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$5,000,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely to continue civil legal
27 assistance to individuals and families directly and indirectly
28 affected by the COVID-19 pandemic and its related health, social,
29 economic, legal, and related consequences.

30 (6) \$159,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$1,511,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the implementation of Second
33 Substitute House Bill No. 1219 (youth counsel/dependency). (~~If the~~
34 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
35 ~~subsection shall lapse.~~)

36 (7) (~~(\$10,772,000)~~) \$11,122,000 of the general fund—state
37 appropriation for fiscal year 2022 and (~~(\$11,478,000)~~) \$12,957,000 of
38 the general fund—state appropriation for fiscal year 2023 are
39 provided solely for implementation of Engrossed Second Substitute

1 Senate Bill No. 5160 (landlord-tenant relations), including
2 representation of indigent tenants in unlawful detainer cases. By
3 June 30, 2022, the department shall provide to the legislature a
4 detailed report of program expenditures and outcomes including but
5 not limited to the number of individuals served, the average cost of
6 a representation case, and the number of qualified individuals who
7 qualified for but were unable to receive representation for funding
8 or other reasons. (~~If the bill is not enacted by June 30, 2021, the~~
9 ~~amounts provided in this subsection shall lapse.~~)

10 (8) \$600,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$600,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely to provide online automated
13 plain language forms, outreach, education, technical assistance, and
14 some legal assistance to help resolve civil matters surrounding legal
15 financial obligations and vacating the sentences of defendants whose
16 convictions or sentences are affected by the *State v. Blake* decision.

17 (9) \$78,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$313,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for the office of civil legal
20 aid to cover the cost of contract adjustments necessary to conform
21 attorney contracting practices with applicable caseload standards
22 established by the supreme court commission on children in foster
23 care.

24 (10) \$2,000,000 of the general fund—state appropriation for
25 fiscal year 2023 is provided solely for the office to cover the cost
26 of providing legal assistance to tenants prior to the filing of an
27 unlawful detainer action.

28 (11) \$350,000 of the general fund—state appropriation for fiscal
29 year 2023 is provided solely for the office to improve access for
30 kinship caregivers to complex legal guardianship proceedings by
31 covering the cost of providing guidance and advice for relative
32 caregivers on the process of becoming a legal guardian and other
33 related legal proceedings.

34 **Sec. 116.** 2021 c 334 s 118 (uncodified) is amended to read as
35 follows:

36 **FOR THE OFFICE OF THE GOVERNOR**

37 General Fund—State Appropriation (FY 2022). (~~(\$11,093,000)~~)
38 \$11,723,000

1	General Fund—State Appropriation (FY 2023)	(\$10,920,000)
2		<u>\$16,349,000</u>
3	Economic Development Strategic Reserve Account—State	
4	Appropriation	\$5,000,000
5	TOTAL APPROPRIATION	(\$27,013,000)
6		<u>\$33,072,000</u>

7 The appropriations in this section are subject to the following
8 conditions and limitations:

9 (1) (~~(\$703,000)~~) \$817,000 of the general fund—state appropriation
10 for fiscal year 2022 and (~~(\$803,000)~~) \$1,146,000 of the general fund—
11 state appropriation for fiscal year 2023 are provided solely for the
12 office of the education ombuds.

13 (2) \$1,289,000 of the general fund—state appropriation for fiscal
14 year 2022 and (~~(\$1,289,000)~~) \$2,041,000 of the general fund—state
15 appropriation for fiscal year 2023 are provided solely to implement
16 the provisions of chapter 332, Laws of 2020 (state equity office).

17 (3) \$123,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$118,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for implementation of Engrossed
20 Substitute Senate Bill No. 5119 (individuals in custody). (~~If the~~
21 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
22 ~~subsection shall lapse.~~)

23 (4) (~~(\$230,000)~~) \$180,000 of the general fund—state appropriation
24 for fiscal year 2022 and (~~(\$120,000)~~) \$209,000 of the general fund—
25 state appropriation for fiscal year 2023 are provided solely for
26 implementation of Engrossed Second Substitute Senate Bill No. 5126
27 (climate commitment act). (~~If the bill is not enacted by June 30,~~
28 ~~2021, the amounts provided in this subsection shall lapse.~~)

29 (5) \$33,000 of the general fund—state appropriation for fiscal
30 year 2022 is provided solely for the office of the education ombuds
31 to support the language access work group that is reconvened and
32 expanded in section 501(3)(g) of this act.

33 (6) (a) \$20,000 of the general fund—state appropriation for fiscal
34 year 2022 is provided solely for the Washington state LGBTQ
35 commission, in collaboration with the health care authority,
36 department of health, advocates for people living with HIV in
37 Washington, consumers, and medical professionals with expertise in
38 serving the medicaid population living with HIV, to consider and
39 develop recommendations regarding:

1 (i) Access to HIV antiretroviral drugs on the medicaid drug
2 formulary, including short- and long-term fiscal implications of
3 eliminating current prior authorization and fail-first requirements;

4 (ii) Impact of drug access on public health and the statewide
5 goal of reducing HIV transmissions; and

6 (iii) Maximizing pharmaceutical drug rebates for HIV
7 antiretroviral drugs.

8 (b) The commission shall submit a brief report with
9 recommendations to the appropriate committees of the legislature by
10 November 1, 2021.

11 (7) \$150,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$150,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the cost to support the blue
14 ribbon commission on the intersection of the criminal justice and
15 behavioral health crisis systems that will be established by governor
16 executive order.

17 (8) Within the amounts appropriated in this section, the
18 Washington state office of equity must cofacilitate the Washington
19 digital equity forum, as provided in section 129(70) of this act,
20 with the statewide broadband office.

21 (9) \$80,000 of the general fund—state appropriation for fiscal
22 year 2023 is provided solely for the office of equity to develop
23 resources and provide technical assistance to state agencies on best
24 practices on how to engage communities regarding equity and inclusion
25 when creating equitable budget and policy recommendations.

26 (10) \$350,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$25,000 of the general fund—state appropriation for
28 fiscal year 2023 is provided solely to complete an analysis on
29 options to replace the benefits of the four lower Snake river dams as
30 part of a comprehensive salmon recovery strategy for the Columbia and
31 Snake river basins. The analysis shall be completed by July 30, 2022.

32 (11) \$2,484,000 of the general fund—state appropriation for
33 fiscal year 2023 is provided solely for implementation of Engrossed
34 Second Substitute Senate Bill No. 5036 (total confinement release).
35 If the bill is not enacted by June 30, 2022, the amount provided in
36 this subsection shall lapse.

37 (12) Within the amounts appropriated in this section, the
38 governor's office must convene a clean energy workforce transition
39 work group including, but not limited to, the department of commerce,

1 the department of ecology, the employment security department, and
2 representatives of business and labor. The work group must assess
3 workforce development impacts of the effects of climate change as
4 well as the impact of the state's strategies to building a just
5 transition to a clean economy and develop policy and practice
6 recommendations on emerging issues in workforce development related
7 to climate change. By December 1, 2022, the work group must submit
8 its report and recommendations to the appropriate committees of the
9 legislature in an electronic format as required by RCW 43.01.036.

10 (13) \$400,000 of the general fund—state appropriation for fiscal
11 year 2023 is provided solely for the office of equity to facilitate a
12 work group to define "by and for organizations" and recommend policy
13 and systems change to promote equitable policies, practices, and
14 outcomes for "by and for organizations" in public grant making and
15 public contracting with nonprofit organizations. For the purpose of
16 this subsection, "public contracting" means contracting for public
17 works and the procurement of goods and services. The office of equity
18 may contract for services to fulfill the requirements of this
19 section. The work group shall report their findings to the office of
20 the governor and appropriate committees of the legislature by
21 December 31, 2022. The work group is composed of the following
22 members:

23 (a) The director of the office of equity, or the director's
24 designee, who shall serve as the chair of the work group;

25 (b) Five representatives from the public, with one representative
26 appointed by each of the following state commissions:

27 (i) The Washington state commission on African American affairs;

28 (ii) The Washington state LGBTQ commission;

29 (iii) The Washington state commission on Hispanic affairs;

30 (iv) The Washington state commission on Asian Pacific American
31 affairs;

32 (v) The Washington state women's commission; and

33 (vi) The office of minority and women's business enterprises
34 established in chapter 39.19 RCW; and

35 (c) Up to three additional members, appointed by the director of
36 the office of equity, to ensure diverse representation of members by
37 geography and identity.

38 (14) \$50,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$250,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the governor to invite
2 federally recognized tribes, legislative leadership, local
3 governments, agricultural producers, commercial and recreational
4 fisher organizations, business organizations, salmon recovery
5 organizations, forestry and agriculture organizations, and
6 environmental organizations to participate in a process facilitated
7 by an independent entity to develop recommendations on proposed
8 changes in policy and spending priorities to improve riparian habitat
9 to ensure salmon and steelhead recovery.

10 (a) The recommendations must include:

11 (i) Ideas for improvements to land use planning and development
12 that ensure the protection and recovery of salmon;

13 (ii) Standards to protect areas adjacent to streams and rivers;

14 (iii) Standards to restore areas adjacent to streams and rivers;

15 (iv) Financial incentives for landowners to protect and restore
16 streamside habitat;

17 (v) Recommendations to improve salmon recovery program
18 coordination among state agencies; and

19 (vi) Recommendations for additional changes when voluntary
20 measures and financial incentives do not achieve streamside
21 protection and restoration.

22 (b) Preliminary recommendations shall be submitted to the
23 legislature and governor by October 1, 2022, with a final report by
24 November 1, 2022.

25 (c) The office of the governor may contract for an independent
26 facilitator. The contract is exempt from the competitive procurement
27 requirements in chapter 39.26 RCW.

28 **Sec. 117.** 2021 c 334 s 119 (uncodified) is amended to read as
29 follows:

30 **FOR THE LIEUTENANT GOVERNOR**

31	General Fund—State Appropriation (FY 2022)	((\$1,880,000))
32		<u>\$1,861,000</u>
33	General Fund—State Appropriation (FY 2023)	((\$1,598,000))
34		<u>\$1,448,000</u>
35	General Fund—Private/Local Appropriation.	\$90,000
36	TOTAL APPROPRIATION.	((\$3,568,000))
37		<u>\$3,399,000</u>

1 The appropriations in this section are subject to the following
2 conditions and limitations:

3 (1) \$300,000 of the general fund—state appropriation for fiscal
4 year 2022 is provided solely for the legislative committee on
5 economic development and international relations to conduct a
6 business competitiveness analysis of the state's economy. Expenditure
7 of the amount provided in this section must comply with chapter 39.26
8 RCW.

9 (2) \$13,000 of the general fund—state appropriation for fiscal
10 year 2023 is provided solely for implementation of Substitute Senate
11 Bill No. 5756 (semiquincentennial committee). If the bill is not
12 enacted by June 30, 2022, the amount provided in this subsection
13 shall lapse.

14 **Sec. 118.** 2021 c 334 s 120 (uncodified) is amended to read as
15 follows:

16 **FOR THE PUBLIC DISCLOSURE COMMISSION**

17	General Fund—State Appropriation (FY 2022).	((\$5,724,000))
18		<u>\$5,729,000</u>
19	General Fund—State Appropriation (FY 2023).	((\$5,545,000))
20		<u>\$5,913,000</u>
21	Public Disclosure Transparency Account—State	
22	Appropriation.	((\$1,014,000))
23		<u>\$934,000</u>
24	TOTAL APPROPRIATION.	((\$12,283,000))
25		<u>\$12,576,000</u>

26 The appropriations in this section are subject to the following
27 conditions and limitations:

28 (1) \$280,000 of the public disclosure transparency account—state
29 appropriation is provided solely for staff for business analysis and
30 project management of information technology projects.

31 (2) No moneys may be expended from the appropriations in this
32 section to establish an electronic directory, archive, or other
33 compilation of political advertising unless explicitly authorized by
34 the legislature.

35 (3) \$424,000 of the public disclosure transparency account—state
36 appropriation is provided solely for information technology staffing
37 to meet the demands of maintaining online filing and disclosure
38 systems.

1 (4) \$180,000 of the public disclosure transparency account—state
2 appropriation is provided solely for a dedicated training and
3 outreach staff to develop course materials and facilitate the
4 creation of an expanded filer training program.

5 **Sec. 119.** 2021 c 334 s 121 (uncodified) is amended to read as
6 follows:

7 **FOR THE SECRETARY OF STATE**

8	General Fund—State Appropriation (FY 2022).	((\$20,922,000))
9		<u>\$22,480,000</u>
10	General Fund—State Appropriation (FY 2023).	((\$31,158,000))
11		<u>\$46,175,000</u>
12	General Fund—Federal Appropriation.	((\$12,760,000))
13		<u>\$12,910,000</u>
14	Public Records Efficiency, Preservation, and Access	
15	Account—State Appropriation.	((\$10,005,000))
16		<u>\$10,608,000</u>
17	Charitable Organization Education Account—State	
18	Appropriation.	((\$901,000))
19		<u>\$1,367,000</u>
20	Washington State Library Operations Account—State	
21	Appropriation.	((\$11,698,000))
22		<u>\$14,620,000</u>
23	Local Government Archives Account—State	
24	Appropriation.	((\$10,120,000))
25		<u>\$10,937,000</u>
26	Election Account—Federal Appropriation.	((\$4,368,000))
27		<u>\$4,404,000</u>
28	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
29	<u>Appropriation.</u>	<u>\$405,000</u>
30	<u>Personnel Service Account—State Appropriation.</u>	<u>\$1,276,000</u>
31	TOTAL APPROPRIATION.	((\$101,932,000))
32		<u>\$125,182,000</u>

33 The appropriations in this section are subject to the following
34 conditions and limitations:

35 (1) \$2,498,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$12,196,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely to reimburse counties for the
38 state's share of primary and general election costs and the costs of

1 conducting mandatory recounts on state measures. Counties shall be
2 reimbursed only for those costs that the secretary of state validates
3 as eligible for reimbursement.

4 (2) (a) \$3,051,500 of the general fund—state appropriation for
5 fiscal year 2022 and \$3,051,500 of the general fund—state
6 appropriation for fiscal year 2023 are provided solely for
7 contracting with a nonprofit organization to produce gavel-to-gavel
8 television coverage of state government deliberations and other
9 events of statewide significance during the 2021-2023 fiscal
10 biennium. The funding level for each year of the contract shall be
11 based on the amount provided in this subsection. The nonprofit
12 organization shall be required to raise contributions or commitments
13 to make contributions, in cash or in kind, in an amount equal to
14 forty percent of the state contribution. The office of the secretary
15 of state may make full or partial payment once all criteria in this
16 subsection have been satisfactorily documented.

17 (b) The legislature finds that the commitment of on-going funding
18 is necessary to ensure continuous, autonomous, and independent
19 coverage of public affairs. For that purpose, the secretary of state
20 shall enter into a contract with the nonprofit organization to
21 provide public affairs coverage.

22 (c) The nonprofit organization shall prepare an annual
23 independent audit, an annual financial statement, and an annual
24 report, including benchmarks that measure the success of the
25 nonprofit organization in meeting the intent of the program.

26 (d) No portion of any amounts disbursed pursuant to this
27 subsection may be used, directly or indirectly, for any of the
28 following purposes:

29 (i) Attempting to influence the passage or defeat of any
30 legislation by the legislature of the state of Washington, by any
31 county, city, town, or other political subdivision of the state of
32 Washington, or by the congress, or the adoption or rejection of any
33 rule, standard, rate, or other legislative enactment of any state
34 agency;

35 (ii) Making contributions reportable under chapter 42.17 RCW; or

36 (iii) Providing any: (A) Gift; (B) honoraria; or (C) travel,
37 lodging, meals, or entertainment to a public officer or employee.

38 (3) Any reductions to funding for the Washington talking book and
39 Braille library may not exceed in proportion any reductions taken to
40 the funding for the library as a whole.

1 (4) \$75,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$75,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for humanities Washington
4 speaker's bureau community conversations.

5 (5) \$114,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$114,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for election reconciliation
8 reporting. Funding provides for one staff to compile county
9 reconciliation reports, analyze the data, and to complete an annual
10 statewide election reconciliation report for every state primary and
11 general election. The report must be submitted annually on July 31,
12 beginning July 31, 2021, to legislative policy and fiscal committees.
13 The annual report must include statewide analysis and by county
14 analysis on the reasons for ballot rejection and an analysis of the
15 ways ballots are received, counted, rejected and cure data that can
16 be used by policymakers to better understand election administration.

17 (6) \$546,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$546,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for staff dedicated to the
20 maintenance and operations of the voter registration and election
21 management system. These staff will manage database upgrades,
22 database maintenance, system training and support to counties, and
23 the triage and customer service to system users.

24 (7) \$626,000 of the public records efficiency, preservation, and
25 access account—state appropriation is provided solely for additional
26 project staff to pack, catalog, and move the states archival
27 collection in preparation for the move to the new library archives
28 building that will be located in Tumwater.

29 (8) Within existing resources, the office of the secretary of
30 state must research and evaluate availability of online trainings to
31 include, but not be limited to, job-related, educational, and
32 information technology trainings that are available free of charge.
33 The office must compare those to the online trainings available from
34 the Microsoft linked in academy. The office must report the
35 comparative findings to fiscal committees of the legislature by
36 September 1, 2022.

37 (9) \$251,000 of the general fund—state appropriation for fiscal
38 year 2022 is provided solely for implementation of Substitute Senate
39 Bill No. 5034 (nonprofit corporations). (~~If the bill is not enacted~~

1 ~~by June 30, 2021, the amount provided in this subsection shall~~
2 ~~lapse.))~~

3 (10) \$269,000 of the government archives account—state
4 appropriation is provided solely for implementation of Senate Bill
5 No. 5019 (recording standards commission). ~~((If the bill is not~~
6 ~~enacted by June 30, 2021, the amount provided in this subsection~~
7 ~~shall lapse.))~~

8 (11) \$1,000,000 of the general fund—federal appropriation (ARPA)
9 is provided solely for humanities Washington to provide grants to
10 humanities organizations in Washington state pursuant to the American
11 rescue plan act of 2021, P.L. 117-2. Of the amounts provided in this
12 subsection:

13 (a) Forty percent must be used for grants to state humanities
14 organizations' programming and general operating expenses to cover up
15 to 100 percent of the costs of the programs which the grants support,
16 to prevent, prepare for, respond to, and recover from coronavirus;
17 and

18 (b) Sixty percent must be used for direct grants, and relevant
19 administrative expenses, that support humanities organizations'
20 programming and general operating expenses to cover up to 100 percent
21 of the costs of the programs which the grants support, to prevent,
22 prepare for, respond to, and recover from coronavirus.

23 (12) \$3,600,000 of the general fund—federal appropriation (ARPA)
24 is provided to the state library as the designated state library
25 administrative agency solely to administer and distribute institute
26 of museum and library services grants to museums, tribal partners,
27 and libraries for eligible expenses and services. Pursuant to federal
28 directive, no more than four percent of distributed funds may be held
29 for grant administration.

30 (13) \$1,000,000 of the general fund—state appropriation for
31 fiscal year 2022 and \$4,000,000 of the general fund—state
32 appropriation for fiscal year 2023 are provided solely for
33 educational outreach related to voter registration, voting, and
34 elections; and to improve access to voting and the election process.

35 (14) \$300,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$700,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for humanities Washington's
38 prime time family reading program to provide family literacy services
39 to children who are not reading at grade level.

1 (15) \$8,000,000 of the general fund—state appropriation for
2 fiscal year 2023 is provided solely for:

3 (a) Funding the security operations center, including identified
4 needs for expanded operations, systems, technology tools, training
5 resources;

6 (b) Additional staff dedicated to the cyber and physical security
7 of election operations at the office and county election offices;

8 (c) Expanding security assessments, threat monitoring, enhanced
9 security training; and

10 (d) Providing grants to county partners to address identified
11 threats and expand existing grants and contracts with other public
12 and private organizations such as the Washington military department,
13 national guard, private companies providing cyber security, and
14 county election offices.

15 (16) \$1,276,000 of the personnel services account—state
16 appropriation is provided solely for implementation of Engrossed
17 Substitute Senate Bill No. 5082 (productivity board). If the bill is
18 not enacted by June 30, 2022, the amount provided in this subsection
19 shall lapse.

20 (17) \$405,000 of the general fund—state appropriation for fiscal
21 year 2022 is provided solely for TVW equipment upgrades, including
22 new encoders and router cards, and a refresh of its robotics system.

23 (18) \$55,000 of the general fund—state appropriation for fiscal
24 year 2023 is provided solely for upgrading technology and usefulness
25 of a conference room in the main office of the secretary of state
26 with modern telecommunications tools and technology and increasing
27 privacy.

28 (19) \$25,000 of the general fund—state appropriation for fiscal
29 year 2023 is provided solely for implementing a voter registration
30 system in conjunction with the department of licensing, department of
31 social and health services, health benefit exchange, and county
32 election officials by December 31, 2023, that uses information and
33 documentation already presented by eligible agency customers to
34 automatically transmit information necessary for voter registration
35 and voter registration updates, and enables applicants to make a
36 decision about voter registration and any necessary corrections by
37 returning a notice mailed by election officials. The proposal shall
38 consider upgraded systems implemented in Colorado and other states to
39 enact this change in their voter registration system in 2022.

1 Recommendations must be developed with the full participation of
2 community organizations that work in support of civic engagement. The
3 secretary shall present their recommendations, and any barriers to
4 their implementation, to the legislature by December 1, 2022.

5 (20) \$41,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$203,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for implementation of Senate
8 Bill No. 5534 (verifiable credentials). If the bill is not enacted by
9 June 30, 2022, the amounts provided in this subsection shall lapse.

10 **Sec. 120.** 2021 c 334 s 122 (uncodified) is amended to read as
11 follows:

12 **FOR THE GOVERNOR'S OFFICE OF INDIAN AFFAIRS**

13	General Fund—State Appropriation (FY 2022).	((\$905,000))
14		<u>\$902,000</u>
15	General Fund—State Appropriation (FY 2023).	((\$401,000))
16		<u>\$644,000</u>
17	TOTAL APPROPRIATION.	((\$1,306,000))
18		<u>\$1,546,000</u>

19 The appropriations in this section are subject to the following
20 conditions and limitations:

21 (1) The office shall assist the department of enterprise services
22 on providing the government-to-government training sessions for
23 federal, state, local, and tribal government employees. The training
24 sessions shall cover tribal historical perspectives, legal issues,
25 tribal sovereignty, and tribal governments. Costs of the training
26 sessions shall be recouped through a fee charged to the participants
27 of each session. The department of enterprise services shall be
28 responsible for all of the administrative aspects of the training,
29 including the billing and collection of the fees for the training.

30 (2) \$500,000 of the general fund—state appropriation for fiscal
31 year 2022 is provided solely for the governor's office of Indian
32 affairs to engage in a process to develop recommendations on
33 improving executive and legislative tribal relationships. In
34 developing the recommendations, the governor's office of Indian
35 affairs may contract with a third party facilitator.

36 (a) The governor's office of Indian affairs or the contracted
37 third party must host and facilitate discussions between the

1 executive branch, the legislative branch, and Indian tribes as
2 defined in RCW 43.376.010 to develop the recommendations.

3 (b) By December 20, 2021, the governor's office of Indian affairs
4 must submit a report of recommendations to the Governor and
5 legislature in accordance with RCW 43.01.036. At a minimum, the
6 report should include recommendations on:

7 (i) An examination of government-to-government relationship with
8 Indian tribes as in chapter 43.376 RCW;

9 (ii) The consultation processes; and

10 (iii) Training to be provided to state agencies and the
11 legislature.

12 **Sec. 121.** 2021 c 334 s 123 (uncodified) is amended to read as
13 follows:

14 **FOR THE COMMISSION ON ASIAN PACIFIC AMERICAN AFFAIRS**

15	General Fund—State Appropriation (FY 2022)	((\$448,000))
16		<u>\$473,000</u>
17	General Fund—State Appropriation (FY 2023)	((\$462,000))
18		<u>\$528,000</u>
19	TOTAL APPROPRIATION	((\$910,000))
20		<u>\$1,001,000</u>

21 **Sec. 122.** 2021 c 334 s 124 (uncodified) is amended to read as
22 follows:

23 **FOR THE STATE TREASURER**

24	General Fund—State Appropriation (FY 2022)	\$250,000
25	General Fund—State Appropriation (FY 2023)	((\$250,000))
26		<u>\$300,000</u>
27	State Treasurer's Service Account—State	
28	Appropriation	((\$20,375,000))
29		<u>\$20,926,000</u>
30	TOTAL APPROPRIATION	((\$20,875,000))
31		<u>\$21,476,000</u>

32 The appropriation in this section is subject to the following
33 conditions and limitations:

34 (1) \$250,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$250,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for implementation of Engrossed
37 Substitute House Bill No. 1189 (tax increment financing). ((If the

1 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
2 ~~subsection shall lapse.)~~)

3 (2) \$50,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for the purpose of conducting research
5 and analysis into the potential of adopting in Washington state a
6 future fund similar to the proposal contained in Substitute Senate
7 Bill No. 5752 (Washington future fund) or a baby bond type program
8 enacted in other states and local jurisdictions such as Connecticut
9 and the District of Columbia. The office of the state treasurer must
10 submit a report to the appropriate committees of the legislature no
11 later than December 1, 2023. In conducting its research, the
12 treasurer must:

13 (a) Study how similar programs have been developed and
14 established in other jurisdictions;

15 (b) Address eligibility criteria for account establishment,
16 residency requirements, eligibility for account access, and approved
17 use of funds;

18 (c) Address all financial and fiscal aspects of the program,
19 including the long-term costs of establishing the fund, estimated
20 annual appropriations, how funds would be invested and estimated
21 payouts, what agency or agencies would be responsible for management
22 of the accounts, what agency or agencies would be responsible for
23 verifying applicant eligibility, and administrative and technology
24 costs of establishing and maintaining the program; and

25 (e) Address any legal barriers or risks in establishing the
26 program including state constitutional limitations and avoiding the
27 creation of fiduciary duties or contractual rights with program
28 participants.

29 **Sec. 123.** 2021 c 334 s 125 (uncodified) is amended to read as
30 follows:

31 **FOR THE STATE AUDITOR**

32	General Fund—State Appropriation (FY 2022)	((\$613,000))
33		<u>\$463,000</u>
34	General Fund—State Appropriation (FY 2023)	((\$1,062,000))
35		<u>\$1,212,000</u>
36	Auditing Services Revolving Account—State	
37	Appropriation	((\$14,456,000))
38		<u>\$16,379,000</u>

1	Performance Audits of Government Account—State	
2	Appropriation.	((\$1,683,000))
3		<u>\$1,727,000</u>
4	TOTAL APPROPRIATION.	((\$17,814,000))
5		<u>\$19,781,000</u>

6 The appropriations in this section are subject to the following
7 conditions and limitations:

8 (1) \$1,585,000 of the performance audit of government account—
9 state appropriation is provided solely for staff and related costs to
10 verify the accuracy of reported school district data submitted for
11 state funding purposes; conduct school district program audits of
12 state-funded public school programs; establish the specific amount of
13 state funding adjustments whenever audit exceptions occur and the
14 amount is not firmly established in the course of regular public
15 school audits; and to assist the state special education safety net
16 committee when requested.

17 (2) Within existing resources of the performance audits of
18 government account, the state auditor's office shall conduct a
19 performance audit or accountability audit of Washington charter
20 public schools to satisfy the requirement to contract for an
21 independent performance audit pursuant to RCW 28A.710.030(2).

22 (3) \$825,000 of the auditing services revolving account—state
23 appropriation is provided solely for accountability and risk based
24 audits.

25 (4) ((~~\$585,000~~)) \$435,000 of the general fund—state appropriation
26 for fiscal year 2022 and ((~~\$1,030,000~~)) \$1,180,000 of the general
27 fund—state appropriation for fiscal year 2023 are provided solely for
28 the implementation of Engrossed Second Substitute House Bill No. 1089
29 (law enforcement audits). ((~~If the bill is not enacted by June 30,~~
30 ~~2021, the amounts provided in this subsection shall lapse.~~))

31 **Sec. 124.** 2021 c 334 s 126 (uncodified) is amended to read as
32 follows:

33	FOR THE CITIZENS' COMMISSION ON SALARIES FOR ELECTED OFFICIALS	
34	General Fund—State Appropriation (FY 2022).	((\$252,000))
35		<u>\$250,000</u>
36	General Fund—State Appropriation (FY 2023).	((\$279,000))
37		<u>\$283,000</u>
38	TOTAL APPROPRIATION.	((\$531,000))

Sec. 125. 2021 c 334 s 127 (uncodified) is amended to read as follows:

FOR THE ATTORNEY GENERAL

General Fund—State Appropriation (FY 2022)	((\$18,708,000))	<u>\$22,829,000</u>
General Fund—State Appropriation (FY 2023)	((\$23,379,000))	<u>\$26,495,000</u>
General Fund—Federal Appropriation	((\$18,226,000))	<u>\$21,944,000</u>
Public Service Revolving Account—State Appropriation	((\$4,145,000))	<u>\$4,334,000</u>
New Motor Vehicle Arbitration Account—State Appropriation	((\$1,721,000))	<u>\$1,782,000</u>
Medicaid Fraud Penalty Account—State Appropriation	((\$5,862,000))	<u>\$6,107,000</u>
Child Rescue Fund—State Appropriation	\$80,000	
Legal Services Revolving Account—State Appropriation	((\$300,291,000))	<u>\$343,358,000</u>
Local Government Archives Account—State Appropriation	((\$1,004,000))	<u>\$1,045,000</u>
Tobacco Prevention and Control Account—State Appropriation	\$275,000	
Consumer Privacy Account—State Appropriation	((\$1,241,000))	<u>\$548,000</u>
TOTAL APPROPRIATION	((\$374,932,000))	<u>\$428,797,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) The attorney general shall report each fiscal year on actual legal services expenditures and actual attorney staffing levels for each agency receiving legal services. The report shall be submitted to the office of financial management and the fiscal committees of the senate and house of representatives no later than ninety days after the end of each fiscal year. As part of its by agency report to the legislative fiscal committees and the office of financial

1 management, the office of the attorney general shall include
2 information detailing the agency's expenditures for its agency-wide
3 overhead and a breakdown by division of division administration
4 expenses.

5 (2) Prior to entering into any negotiated settlement of a claim
6 against the state that exceeds five million dollars, the attorney
7 general shall notify the director of financial management and the
8 chairs and ranking members of the senate committee on ways and means
9 and the house of representatives committee on appropriations.

10 (3) The attorney general shall annually report to the fiscal
11 committees of the legislature all new cy pres awards and settlements
12 and all new accounts, disclosing their intended uses, balances, the
13 nature of the claim or account, proposals, and intended timeframes
14 for the expenditure of each amount. The report shall be distributed
15 electronically and posted on the attorney general's web site. The
16 report shall not be printed on paper or distributed physically.

17 (4) \$161,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$161,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for the civil rights unit to
20 provide additional services in defense and protection of civil and
21 constitutional rights for people in Washington.

22 (5) \$8,392,000 of the legal services revolving account—state
23 appropriation is provided solely for child welfare and permanency
24 staff.

25 (6) \$617,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$617,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for multi-year arbitrations of
28 the state's diligent enforcement of its obligations to receive
29 amounts withheld from tobacco master settlement agreement payments.

30 (7) \$1,600,000 of the legal services revolving fund—state
31 appropriation is provided solely for the office to compel the United
32 States department of energy to meet Hanford cleanup deadlines.

33 (8) \$28,000 of the legal services revolving fund—state
34 appropriation is provided solely for implementation of Engrossed
35 Second Substitute Senate Bill No. 5022 (recycling, waste and litter).
36 ~~((If the bill is not enacted by June 30, 2021, the amount provided in
37 this subsection shall lapse.))~~

38 (9) \$584,000 of the legal services revolving fund—state
39 appropriation is provided solely for implementation of Engrossed

1 Second Substitute Senate Bill No. 5051 (peace & correction officers).
2 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
3 ~~this subsection shall lapse.~~)

4 (10) (~~(\$1,241,000)~~) \$548,000 of the consumer privacy account—
5 state appropriation is provided solely for implementation of Second
6 Substitute Senate Bill No. 5062 (data). If the bill is not enacted by
7 June 30, (~~2021~~) 2022, the amount provided in this subsection shall
8 lapse.

9 (11) \$122,000 of the legal services revolving account—state
10 appropriation is provided solely for implementation of Engrossed
11 Substitute Senate Bill No. 5096 (capital gains tax). (~~If the bill is~~
12 ~~not enacted by June 30, 2021, the amount provided in this subsection~~
13 ~~shall lapse.~~)

14 (12) \$256,000 of the legal services revolving fund—state
15 appropriation is provided solely for implementation of Engrossed
16 Substitute Senate Bill No. 5097 (paid leave coverage). (~~If the bill~~
17 ~~is not enacted by June 30, 2021, the amount provided in this~~
18 ~~subsection shall lapse.~~)

19 (13) (~~(\$170,000)~~) \$284,000 of the legal services revolving fund—
20 state appropriation is provided solely for implementation of
21 Engrossed Second Substitute Senate Bill No. 5126 (climate
22 commitment). (~~If the bill is not enacted by June 30, 2021, the~~
23 ~~amount provided in this subsection shall lapse.~~)

24 (14) \$395,000 of the legal services revolving account—state
25 appropriation is provided solely for implementation of Engrossed
26 Substitute Senate Bill No. 5141 (environmental justice task force).
27 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
28 ~~this subsection shall lapse.~~)

29 (15) \$1,198,000 of the legal services revolving account—state
30 appropriation is provided solely for implementation of Engrossed
31 Second Substitute Senate Bill No. 5163 (conditionally released SVPs).
32 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
33 ~~this subsection shall lapse.~~)

34 (16) \$218,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$5,107,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for implementation of Engrossed
37 Second Substitute Senate Bill No. 5259 (law enforcement data). (~~If~~
38 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
39 ~~this subsection shall lapse.~~)

1 (17) (~~(\$1,485,000)~~) \$693,000 of the general fund—state
2 appropriation for fiscal year 2022 and (~~(\$958,000)~~) \$1,750,000 of the
3 general fund—state appropriation for fiscal year 2023 are provided
4 solely for implementation of a program for receiving and responding
5 to tips from the public regarding risks or potential risks to the
6 safety or well-being of youth, called the YES tip line program. Risks
7 to safety or well-being may include, but are not limited to, harm or
8 threats of harm to self or others, sexual abuse, assault, rape,
9 bullying or cyberbullying, substance use, and criminal acts. Any
10 person contacting the YES tip line, whether for themselves or for
11 another person, must receive timely assistance and not be turned
12 away. The program must operate within the guidelines of this
13 subsection.

14 (a) During the development and implementation of the YES tip line
15 program the attorney general shall convene an advisory committee
16 consisting of representatives from the Washington state patrol, the
17 department of health, the health care authority, the office of the
18 superintendent of public instruction, the Washington student
19 achievement council, the Washington association of educational
20 service districts, and other participants the attorney general
21 appoints.

22 (b) The attorney general shall develop and implement policies and
23 processes for:

24 (i) Assessing tips based on the level of severity, urgency, and
25 assistance needed using best triage practices including the YES tip
26 line;

27 (ii) Risk assessment for referral of persons contacting the YES
28 tip line to service providers;

29 (iii) Threat assessment that identifies circumstances requiring
30 the YES tip line to alert law enforcement, mental health services, or
31 other first responders immediately when immediate emergency response
32 to a tip is warranted;

33 (iv) Referral and follow-up on tips to schools or postsecondary
34 institution teams, local crisis services, law enforcement, and other
35 entities;

36 (v) YES tip line information data retention and reporting
37 requirements;

38 (vi) Ensuring the confidentiality of persons submitting a tip and
39 to allow for disclosure when necessary to respond to a specific
40 emergency threat to life; and

1 (vii) Systematic review, analysis, and reporting by the YES tip
2 line program of YES tip line data including, but not limited to,
3 reporting program utilization and evaluating whether the YES tip line
4 is being implemented equitably across the state.

5 (c) The YES tip line shall be operated by a vendor selected by
6 the attorney general through a competitive contracting process. The
7 attorney general shall ensure that the YES tip line program vendor
8 and its personnel are properly trained and resourced. The contract
9 must require the vendor to be bound confidentiality policies
10 developed by the office. The contract must also provide that the
11 state of Washington owns the data and information produced from the
12 YES tip line and that vendor must comply with the state's data
13 retention, use, and security requirements.

14 (d) The YES tip line program must develop and maintain a
15 reference and best practices tool kit for law enforcement and mental
16 health officials that identifies statewide and community mental
17 health resources, services, and contacts, and provides best practices
18 and strategies for investigators to use in investigating cases and
19 assisting youths and their parents and guardians.

20 (e) The YES tip line program must promote and market the program
21 and YES tip line to youth, families, community members, schools, and
22 others statewide to build awareness of the program's resources and
23 the YES tip line. Youth perspectives must be included and consulted
24 in tip line development and implementation including creating
25 marketing campaigns and materials required for the YES tip line
26 program. The insights of youth representing marginalized and minority
27 communities must be prioritized for their invaluable insight. The
28 attorney general may determine the criteria for honorariums and award
29 youth who participate in the tip line development and implementation
30 an honorarium of up to \$200 per day.

31 (f) In addition to honorarium amounts, youth are eligible for
32 reasonable allowances for reimbursement, lodging, and travel expenses
33 as provided in RCW 43.03.050 and 43.03.060.

34 (g) Nothing in this subsection creates an employment
35 relationship, or any membership or qualification in any state or
36 other publicly supported retirement system, due to the payment of an
37 honorarium or lodging and travel expenses provided under this
38 subsection where such a relationship, membership, or qualification
39 did not already exist.

1 ~~((19))~~ (18) \$196,000 of the legal services revolving account—
2 state appropriation is provided solely to provide staff support to
3 the joint legislative task force on jail standards created in section
4 957 of this act.

5 ~~((20))~~ (19) \$38,000 of the legal services revolving account—
6 state appropriation is provided solely for implementation of Second
7 Substitute House Bill No. 1148 (acute care hospitals). ~~((If the bill
8 is not enacted by June 30, 2021, the amount provided in this
9 subsection shall lapse.~~

10 ~~(21))~~ (20) \$294,000 of the legal services revolving account—
11 state appropriation is provided solely for implementation of
12 Substitute House Bill No. 1259 (women & minority contracting). ~~((If
13 the bill is not enacted by June 30, 2021, the amount provided in this
14 subsection shall lapse.~~

15 ~~(22))~~ (21) \$1,207,000 of the legal services revolving account—
16 state appropriation is provided solely for implementation of Second
17 Substitute House Bill No. 1219 (youth counsel/dependency). ~~((If the
18 bill is not enacted by June 30, 2021, the amount provided in this
19 subsection shall lapse.~~

20 ~~(23))~~ (22) \$28,000 of the legal services revolving account—state
21 appropriation is provided solely for implementation of Engrossed
22 Second Substitute House Bill No. 1089 (law enforcement audits). ~~((If
23 the bill is not enacted by June 30, 2021, the amount provided in this
24 subsection shall lapse.~~

25 ~~(24))~~ (23) \$123,000 of the legal services revolving account—
26 state appropriation is provided solely for implementation of
27 Engrossed Third Substitute House Bill No. 1091 (transportation fuel/
28 carbon). ~~((If the bill is not enacted by June 30, 2021, the amount
29 provided in this subsection shall lapse.~~

30 ~~(25))~~ (24) \$2,080,000 of the legal services revolving account—
31 state appropriation is provided solely for implementation of
32 Engrossed Second Substitute House Bill No. 1194 (parent-child
33 visitation). ~~((If the bill is not enacted by June 30, 2021, the
34 amount provided in this subsection shall lapse.~~

35 ~~(26))~~ (25) \$121,000 of the legal services revolving account—
36 state appropriation is provided solely for implementation of
37 Engrossed Second Substitute House Bill No. 1073 (paid leave
38 coverage). ~~((If the bill is not enacted by June 30, 2021, the amount
39 provided in this subsection shall lapse.~~

1 ~~(27))~~ (26) \$247,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$247,000 of the general fund—state appropriation
3 for fiscal year 2023 are provided solely for implementation of
4 Engrossed Second Substitute House Bill No. 1310 (uses of force by
5 officers). ~~((If the bill is not enacted by June 30, 2021, the amounts
6 provided in this subsection shall lapse.~~

7 ~~(28))~~ (27) \$25,000 of the general fund—state appropriation for
8 fiscal year 2022 is provided solely for implementation of Engrossed
9 Substitute House Bill No. 1109 (victims of sexual assault). ~~((If the
10 bill is not enacted by June 30, 2021, the amount provided in this
11 subsection shall lapse.~~

12 ~~(29))~~ (28) \$146,000 of the legal services revolving fund—state
13 appropriation is provided solely for implementation of Engrossed
14 Substitute Senate Bill No. 5172 (agricultural overtime). ~~((If the
15 bill is not enacted by June 30, 2021, the amount provided in this
16 subsection shall lapse.))~~

17 (29) \$225,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$275,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely on a one-time basis for the
20 office of the attorney general to support the Washington state
21 missing and murdered indigenous women and people task force created
22 in section 939 of this act.

23 (30) \$9,119,000 of the legal services revolving fund—state
24 appropriation is provided solely for additional legal services to
25 address additional legal services necessary for dependency actions
26 where the state and federal Indian child welfare act apply. The
27 office must report to the fiscal committees of the legislature by
28 December 31, 2022, the following information for new cases initiated
29 in calendar year 2022 to measure quantity and use of this funding:

30 (a) The number and proportion of cases where the state and
31 federal Indian child welfare act (ICWA) applies as compared to non-
32 ICWA new cases;

33 (b) The length of time to prepare state and federal Indian child
34 welfare act case as compared to non-ICWA cases;

35 (c) The length of state and federal Indian child welfare act
36 cases as compared to non-ICWA cases measured by time or number of
37 court hearings; and

1 (d) Any other information or metric the office determines is
2 appropriate to measure the quantity and use of the funding in this
3 subsection.

4 (31) \$470,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$280,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for legal services in *Wahkiakum*
7 *School District v. State.*

8 (32) \$500,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$500,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for additional legal services in
11 defense of Washington's climate and environment.

12 (33) \$1,910,000 of the general fund—state appropriation for
13 fiscal year 2022 is provided solely for the office to pass through to
14 King county to adequately fund and retain its prosecution services
15 pursuant to chapter 71.09 RCW in King county.

16 (34) \$728,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$250,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for legal services related to
19 the voting rights case *Palmer, et al v. State.*

20 **Sec. 126.** 2021 c 334 s 128 (uncodified) is amended to read as
21 follows:

22 **FOR THE CASELOAD FORECAST COUNCIL**

23	General Fund—State Appropriation (FY 2022)	((\$1,990,000))
24		<u>\$1,980,000</u>
25	General Fund—State Appropriation (FY 2023)	((\$1,982,000))
26		<u>\$2,213,000</u>
27	Workforce Education Investment Account—State	
28	Appropriation	((\$326,000))
29		<u>\$331,000</u>
30	TOTAL APPROPRIATION	((\$4,298,000))
31		<u>\$4,524,000</u>

32 The appropriations in this section are subject to the following
33 conditions and limitations:

34 (1) ((~~\$326,000~~)) \$331,000 of the workforce education investment
35 account—state appropriation is provided solely to forecast the
36 caseload for the Washington college grant program.

37 (2) Within existing resources, and beginning with the November
38 2021 forecast, the caseload forecast council shall produce an

1 unofficial forecast of the long-term caseload for juvenile
2 rehabilitation as a courtesy.

3 (3) \$192,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for implementation of Engrossed
5 Substitute Senate Bill No. 5268 (dev. disability services). If the
6 bill is not enacted by June 30, 2022, the amount provided in this
7 subsection shall lapse.

8 **Sec. 127.** 2021 c 334 s 129 (uncodified) is amended to read as
9 follows:

10 **FOR THE DEPARTMENT OF COMMERCE**

11	General Fund—State Appropriation (FY 2022).	((\$193,804,000))
12		<u>\$197,566,000</u>
13	General Fund—State Appropriation (FY 2023).	((\$171,190,000))
14		<u>\$291,230,000</u>
15	General Fund—Federal Appropriation.	((\$1,365,225,000))
16		<u>\$1,441,202,000</u>
17	General Fund—Private/Local Appropriation.	((\$8,862,000))
18		<u>\$9,093,000</u>
19	Public Works Assistance Account—State Appropriation.	((\$8,134,000))
20		<u>\$8,417,000</u>
21	Lead Paint Account—State Appropriation.	\$112,000
22	Building Code Council Account—State Appropriation.	\$17,000
23	Liquor Excise Tax Account—State Appropriation.	((\$1,262,000))
24		<u>\$1,317,000</u>
25	Home Security Fund Account—State Appropriation.	((\$326,272,000))
26		<u>\$326,421,000</u>
27	Affordable Housing for All Account—State	
28	Appropriation.	((\$105,230,000))
29		<u>\$105,264,000</u>
30	Financial Fraud and Identity Theft Crimes	
31	Investigation and Prosecution Account—State	
32	Appropriation.	((\$2,671,000))
33		<u>\$2,678,000</u>
34	Low-Income Weatherization and Structural	
35	Rehabilitation Assistance Account—State	
36	Appropriation.	\$1,400,000
37	Statewide Tourism Marketing Account—State	
38	Appropriation.	\$3,034,000

1	Community and Economic Development Fee Account—State	
2	Appropriation.	((\$4,117,000))
3		<u>\$4,249,000</u>
4	Growth Management Planning and Environmental Review	
5	Fund—State Appropriation.	((\$5,785,000))
6		<u>\$9,303,000</u>
7	Liquor Revolving Account—State Appropriation.	((\$5,920,000))
8		<u>\$5,921,000</u>
9	Washington Housing Trust Account—State Appropriation. ((\$20,455,000))	
10		<u>\$20,767,000</u>
11	Prostitution Prevention and Intervention Account—	
12	State Appropriation.	((\$26,000))
13		<u>\$146,000</u>
14	Public Facility Construction Loan Revolving Account—	
15	State Appropriation.	((\$1,229,000))
16		<u>\$1,277,000</u>
17	Model Toxics Control Stormwater Account—State	
18	Appropriation.	\$100,000
19	Dedicated Marijuana Account—State Appropriation	
20	(FY 2022).	\$1,813,000
21	Dedicated Marijuana Account—State Appropriation	
22	(FY 2023).	((\$1,809,000))
23		<u>\$3,200,000</u>
24	Andy Hill Cancer Research Endowment Fund Match	
25	Transfer Account—State Appropriation.	((\$11,711,000))
26		<u>\$50,281,000</u>
27	Community Preservation and Development Authority	
28	Account—State Appropriation.	\$500,000
29	Economic Development Strategic Reserve Account—State	
30	Appropriation.	\$2,798,000
31	Coronavirus State Fiscal Recovery Fund—Federal	
32	Appropriation.	((\$472,610,000))
33		<u>\$888,735,000</u>
34	<u>Energy Efficiency Account—State Appropriation.</u>	<u>\$9,000</u>
35	<u>Community Reinvestment Account—State Appropriation.</u>	<u>\$125,000,000</u>
36	TOTAL APPROPRIATION.	((\$2,716,086,000))
37		<u>\$3,501,850,000</u>

38 The appropriations in this section are subject to the following
39 conditions and limitations:

1 (1) Repayments of outstanding mortgage and rental assistance
2 program loans administered by the department under RCW 43.63A.640
3 shall be remitted to the department, including any current revolving
4 account balances. The department shall collect payments on
5 outstanding loans, and deposit them into the state general fund.
6 Repayments of funds owed under the program shall be remitted to the
7 department according to the terms included in the original loan
8 agreements.

9 (2) \$3,000,000 of the general fund—state appropriation for fiscal
10 year 2022 and (~~(\$3,000,000)~~) \$7,096,000 of the general fund—state
11 appropriation for fiscal year 2023 are provided solely for a grant to
12 resolution Washington to build statewide capacity for alternative
13 dispute resolution centers and dispute resolution programs that
14 guarantee that citizens have access to low-cost resolution as an
15 alternative to litigation.

16 (3) \$375,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$375,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for a grant to the retired
19 senior volunteer program.

20 (4) The department shall administer its growth management act
21 technical assistance and pass-through grants so that smaller cities
22 and counties receive proportionately more assistance than larger
23 cities or counties.

24 (5) \$375,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$375,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely as pass-through funding to Walla
27 Walla Community College for its water and environmental center.

28 (6) \$4,304,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$4,304,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for associate development
31 organizations. During the 2021-2023 biennium, the department shall
32 consider an associate development organization's total resources when
33 making contracting and fund allocation decisions, in addition to the
34 schedule provided in RCW 43.330.086. The department must distribute
35 the funding as follows:

36 (a) For associate development organizations serving urban
37 counties, which are counties other than rural counties as defined in
38 RCW 82.14.370, a locally matched allocation of up to \$1.00 per
39 capita, totaling no more than \$300,000 per organization; and

1 (b) For associate development organizations in rural counties, as
2 defined in RCW 82.14.370, a \$1.00 per capita allocation with a base
3 allocation of \$75,000.

4 (7) \$5,907,000 of the liquor revolving account—state
5 appropriation is provided solely for the department to contract with
6 the municipal research and services center of Washington.

7 (8) The department is authorized to require an applicant to pay
8 an application fee to cover the cost of reviewing the project and
9 preparing an advisory opinion on whether a proposed electric
10 generation project or conservation resource qualifies to meet
11 mandatory conservation targets.

12 (9) Within existing resources, the department shall provide
13 administrative and other indirect support to the developmental
14 disabilities council.

15 (10) \$300,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$300,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for the northwest agriculture
18 business center.

19 (11) \$150,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$150,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for the regulatory roadmap
22 program for the construction industry and to identify and coordinate
23 with businesses in key industry sectors to develop additional
24 regulatory roadmap tools.

25 (12) (~~(\$1,000,000)~~) \$750,000 of the general fund—state
26 appropriation for fiscal year 2022 and (~~(\$1,000,000)~~) \$1,250,000 of
27 the general fund—state appropriation for fiscal year 2023 are
28 provided solely for the Washington new Americans program. The
29 department may require a cash match or in-kind contributions to be
30 eligible for state funding.

31 (13) \$643,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$643,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for the department to contract
34 with a private, nonprofit organization to provide developmental
35 disability ombuds services.

36 (14) \$1,000,000 of the home security fund—state appropriation,
37 \$2,000,000 of the Washington housing trust account—state
38 appropriation, and \$1,000,000 of the affordable housing for all
39 account—state appropriation are provided solely for the department of

1 commerce for services to homeless families and youth through the
2 Washington youth and families fund.

3 (15) \$2,000,000 of the home security fund—state appropriation is
4 provided solely for the administration of the grant program required
5 in chapter 43.185C RCW, linking homeless students and their families
6 with stable housing.

7 (16) (a) \$1,980,000 of the general fund—state appropriation for
8 fiscal year 2022 and \$1,980,000 of the general fund—state
9 appropriation for fiscal year 2023 are provided solely for community
10 beds for individuals with a history of mental illness. Currently,
11 there is little to no housing specific to populations with these co-
12 occurring disorders; therefore, the department must consider how best
13 to develop new bed capacity in combination with individualized
14 support services, such as intensive case management and care
15 coordination, clinical supervision, mental health, substance abuse
16 treatment, and vocational and employment services. Case-management
17 and care coordination services must be provided. Increased case-
18 managed housing will help to reduce the use of jails and emergency
19 services and will help to reduce admissions to the state psychiatric
20 hospitals. The department must coordinate with the health care
21 authority and the department of social and health services in
22 establishing conditions for the awarding of these funds. The
23 department must contract with local entities to provide a mix of (i)
24 shared permanent supportive housing; (ii) independent permanent
25 supportive housing; and (iii) low and no-barrier housing beds for
26 people with a criminal history, substance abuse disorder, and/or
27 mental illness.

28 (b) Priority for permanent supportive housing must be given to
29 individuals on the discharge list at the state psychiatric hospitals
30 or in community psychiatric inpatient beds whose conditions present
31 significant barriers to timely discharge.

32 (17) \$557,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$557,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for the department to design and
35 administer the achieving a better life experience program.

36 (18) The department is authorized to suspend issuing any
37 nonstatutorily required grants or contracts of an amount less than
38 \$1,000,000 per year.

1 (19) \$1,070,000 of the general fund—state appropriation for
2 fiscal year 2022 \$1,070,000 of the general fund—state appropriation
3 for fiscal year 2023 are provided solely for the small business
4 export assistance program. The department must ensure that at least
5 one employee is located outside the city of Seattle for purposes of
6 assisting rural businesses with export strategies.

7 (20) \$60,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$60,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the department to submit the
10 necessary Washington state membership dues for the Pacific Northwest
11 economic region.

12 (21) (~~(\$2,000,000)~~) \$2,200,000 of the general fund—state
13 appropriation for fiscal year 2022 and (~~(\$2,000,000)~~) \$4,000,000 of
14 the general fund—state appropriation for fiscal year 2023 are
15 provided solely for the department to contract with organizations and
16 attorneys to provide either legal representation or referral services
17 for legal representation, or both, to indigent persons who are in
18 need of legal services for matters related to their immigration
19 status. Persons eligible for assistance under any contract entered
20 into pursuant to this subsection must be determined to be indigent
21 under standards developed under chapter 10.101 RCW. Of the amounts
22 provided in this section, \$200,000 of the general fund—state
23 appropriation for fiscal year 2022 and \$2,000,000 of the general fund
24 —state appropriation for fiscal year 2023 must be used for pro bono
25 or low bono legal services to assist indigent Washington residents,
26 who were temporarily paroled into the United States in 2021 or 2022,
27 with asylum applications or other matters related to adjusting
28 immigration status.

29 (22) (a) \$37,000,000 of the affordable housing for all account—
30 state appropriation is provided solely for grants to support the
31 building operation, maintenance, and service costs of permanent
32 supportive housing projects or units within housing projects that
33 have or will receive funding from the housing trust fund—state
34 account or other public capital funding that:

35 (i) Is dedicated as permanent supportive housing units;

36 (ii) Is occupied by low-income households with incomes at or
37 below thirty percent of the area median income; and

38 (iii) Requires a supplement to rent income to cover ongoing
39 property operating, maintenance, and service expenses.

1 (b) Permanent supportive housing projects receiving federal
2 operating subsidies that do not fully cover the operation,
3 maintenance, and service costs of the projects are eligible to
4 receive grants as described in this subsection.

5 (c) The department may use a reasonable amount of funding
6 provided in this subsection to administer the grants.

7 (23) \$7,000,000 of the home security fund—state appropriation is
8 provided solely for the office of homeless youth prevention and
9 protection programs to:

10 (a) Expand outreach, services, and housing for homeless youth and
11 young adults including but not limited to secure crisis residential
12 centers, crisis residential centers, and HOPE beds, so that resources
13 are equitably distributed across the state;

14 (b) Contract with other public agency partners to test innovative
15 program models that prevent youth from exiting public systems into
16 homelessness; and

17 (c) Support the development of an integrated services model,
18 increase performance outcomes, and enable providers to have the
19 necessary skills and expertise to effectively operate youth programs.

20 (24) (a) \$125,000 of the general fund—state appropriation for
21 fiscal year 2022 and (~~(\$125,000)~~) \$2,143,000 of the general fund—
22 state appropriation for fiscal year 2023 are provided solely for the
23 office of homeless youth to fund program models that prevent youth
24 from exiting public systems into homelessness.

25 (b) Of the amounts provided in this subsection (24), \$500,000 of
26 the general fund—state appropriation for fiscal year 2023 is provided
27 to assist young adults discharging from inpatient behavioral health
28 treatment facilities to obtain housing. By June 30, 2023, the
29 department shall submit a report to the legislature on the outcomes
30 for participants of the program funded in this subsection (24) (b).

31 (25) (~~(\$3,000,000)~~) \$2,408,000 of the general fund—state
32 appropriation for fiscal year 2022 and (~~(\$5,000,000)~~) \$5,592,000 of
33 the general fund—state appropriation for fiscal year 2023 are
34 provided solely for the office of homeless youth to build
35 infrastructure and services to support a continuum of interventions,
36 including but not limited to prevention, crisis response, and long-
37 term housing, to reduce youth homelessness in communities identified
38 as part of the anchor community initiative.

1 (26) \$2,125,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$2,125,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for the office
4 of homeless youth to contract with one or more nonprofit
5 organizations to provide youth services and young adult housing on a
6 multi-acre youth campus located in the city of Tacoma. Youth services
7 include, but are not limited to, HOPE beds and crisis residential
8 centers to provide temporary shelter and permanency planning for
9 youth under the age of 18. Young adult housing includes, but is not
10 limited to, rental assistance and case management for young adults
11 ages 18 to 24. The department shall submit an annual report to the
12 legislature on the use of the funds. The first report is due June 30,
13 2022, and each June 30th thereafter. The report shall include but is
14 not limited to:

15 (a) A breakdown of expenditures by program and expense type,
16 including the cost per bed;

17 (b) The number of youth and young adults helped by each program;

18 (c) The number of youth and young adults on the waiting list for
19 programs, if any; and

20 (d) Any other metric or measure the department deems appropriate
21 to evaluate the effectiveness of the use of the funds.

22 (27) \$62,720,000 of the general fund—state appropriation for
23 fiscal year 2022, \$65,330,000 of the general fund—state appropriation
24 for fiscal year 2023, and \$2,610,000 of the coronavirus state fiscal
25 recovery fund—federal appropriation are provided solely for the
26 essential needs and housing support program and related services. The
27 department may use a portion of the funds provided in this subsection
28 to continue the pilot program established in section 127(106) of
29 chapter 357, Laws of 2020, by providing grants to participating
30 counties who request additional funding in order to continue serving
31 participating and eligible clients.

32 (28) \$1,436,000 of the general fund—state appropriation for
33 fiscal year 2022 and \$1,436,000 of the general fund—state
34 appropriation for fiscal year 2023 are provided solely for the
35 department to identify and invest in strategic growth areas, support
36 key sectors, and align existing economic development programs and
37 priorities. The department must consider Washington's position as the
38 most trade-dependent state when identifying priority investments. The
39 department must engage states and provinces in the northwest as well

1 as associate development organizations, small business development
2 centers, chambers of commerce, ports, and other partners to leverage
3 the funds provided. Sector leads established by the department must
4 include the industries of: (a) Aerospace; (b) clean technology and
5 renewable and nonrenewable energy; (c) wood products and other
6 natural resource industries; (d) information and communication
7 technology; (e) life sciences and global health; (f) maritime; and
8 (g) military and defense. The department may establish these sector
9 leads by hiring new staff, expanding the duties of current staff, or
10 working with partner organizations and or other agencies to serve in
11 the role of sector lead.

12 (29) The department must develop a model ordinance for cities and
13 counties to utilize for siting community based behavioral health
14 facilities.

15 (30) \$198,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$198,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely to retain a behavioral health
18 facilities siting administrator within the department to coordinate
19 development of effective behavioral health housing options and
20 provide technical assistance in siting of behavioral health treatment
21 facilities statewide to aide in the governor's plan to discharge
22 individuals from the state psychiatric hospitals into community
23 settings. This position must work closely with the local government
24 legislative authorities, planning departments, behavioral health
25 providers, health care authority, department of social and health
26 services, and other entities to facilitate linkages among disparate
27 behavioral health community bed capacity-building efforts. This
28 position must work to integrate building behavioral health treatment
29 and infrastructure capacity in addition to ongoing supportive housing
30 benefits.

31 (31) \$250,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$250,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for the department to contract
34 with an entity located in the Beacon hill/Chinatown international
35 district area of Seattle to provide low income housing, low income
36 housing support services, or both. To the extent practicable, the
37 chosen location must be colocated with other programs supporting the
38 needs of children, the elderly, or persons with disabilities.

1 (32) \$1,500,000 of the general fund—state appropriation for
2 fiscal year 2022, (~~(\$1,500,000)~~) \$2,580,000 of the general fund—state
3 appropriation for fiscal year 2023 and \$4,500,000 of the home
4 security fund—state appropriation are provided solely for the
5 consolidated homeless grant program.

6 (a) (~~(Of the amounts provided in this subsection, \$4,500,000 of
7 the home security fund state appropriation is provided solely for
8 permanent supportive housing targeted at those families who are
9 chronically homeless and where at least one member of the family has
10 a disability. The department will also connect these families to
11 medicaid supportive services.)~~) Of the amounts appropriated in this
12 subsection, \$1,080,000 of the general fund—state appropriation for
13 fiscal year 2023 is provided to create a bridge period for
14 individuals enrolled in the foundational community supports
15 initiative who are transitioning off benefits under RCW 74.04.805 due
16 to increased income or other changes in eligibility. The health care
17 authority, department of social and health services, and department
18 of commerce shall collaborate on this effort.

19 (b) Of the amounts provided in this subsection, \$1,000,000 of the
20 general fund—state appropriation for fiscal year 2022 and \$1,000,000
21 of the general fund—state appropriation for fiscal year 2023 are
22 provided solely for diversion services for those families and
23 individuals who are at substantial risk of losing stable housing or
24 who have recently become homeless and are determined to have a high
25 probability of returning to stable housing.

26 (33) (~~(\$11,711,000)~~) \$50,281,000 of the Andy Hill cancer research
27 endowment fund match transfer account—state appropriation is provided
28 solely for the Andy Hill cancer research endowment program. Amounts
29 provided in this subsection may be used for grants and administration
30 costs.

31 (34) \$550,000 of the general fund—state appropriation for fiscal
32 year 2022 and (~~(\$150,000)~~) \$550,000 of the general fund—state
33 appropriation for fiscal year 2023 are provided solely for the
34 operations of the long-term care ombudsman program.

35 (35) \$100,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$100,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for the department to produce
38 the biennial report identifying a list of projects to address

1 incompatible developments near military installations as provided in
2 RCW 43.330.520.

3 (36) \$35,000,000 of the home security fund—state appropriation is
4 provided solely for increasing local temporary shelter capacity. The
5 amount provided in this subsection is subject to the following
6 conditions and limitations:

7 (a) A city or county applying for grant funding shall submit a
8 sheltering proposal that aligns with its local homeless housing plan
9 under RCW 43.185C.050. This proposal must include at a minimum:

10 (i) A strategy for outreach to bring currently unsheltered
11 individuals into shelter;

12 (ii) Strategies for connecting sheltered individuals to services
13 including but not limited to: Behavioral health, chemical dependency,
14 education or workforce training, employment services, and permanent
15 supportive housing services;

16 (iii) An estimate on average length of stay;

17 (iv) An estimate of the percentage of persons sheltered who will
18 exit to permanent housing destinations and an estimate of those that
19 are expected to return to homelessness;

20 (v) An assessment of existing shelter capacity in the
21 jurisdiction, and the net increase in shelter capacity that will be
22 funded with the state grant; and

23 (vi) Other appropriate measures as determined by the department.

24 (b) (~~The department shall not reimburse more than \$56 per day~~
25 ~~per net additional person sheltered above the baseline of shelter~~
26 ~~occupancy prior to award of the funding.~~) Eligible uses of funds
27 include shelter operations, shelter maintenance, shelter rent, loan
28 repayment, case management, navigation to other services, efforts to
29 address potential impacts of shelters on surrounding neighborhoods,
30 capital improvements and construction, and outreach directly related
31 to bringing unsheltered people into shelter. The department shall
32 coordinate with local governments to encourage cost-sharing through
33 local matching funds.

34 (c) The department shall not reimburse more than \$10,000 per
35 shelter bed prior to occupancy, for costs associated with creating
36 additional shelter capacity or improving existing shelters to improve
37 occupancy rates and successful outcomes. Eligible costs prior to
38 occupancy include acquisition, construction, equipment, staff costs,
39 and other costs directly related to creating additional shelter
40 capacity.

1 (d) For the purposes of this subsection "shelter" means any
2 facility, the primary purpose of which is to provide space for
3 homeless in general or for specific populations of homeless. The
4 shelter must: Be structurally sound to protect occupants from the
5 elements and not pose any threat to health or safety, have means of
6 natural or mechanical ventilation, and be accessible to persons with
7 disabilities, and the site must have hygiene facilities, which must
8 be accessible but do not need to be in the structure.

9 (37) (~~(\$1,007,000)~~) \$950,000 of the general fund—state
10 appropriation for fiscal year 2022 and (~~(\$1,007,000)~~) \$1,064,000 of
11 the general fund—state appropriation for fiscal year 2023 are
12 provided solely for the department to administer a transitional
13 housing pilot program for nondependent homeless youth. In developing
14 the pilot program, the department will work with the adolescent unit
15 within the department of children, youth, and families, which is
16 focused on cross-system challenges impacting youth, including
17 homelessness.

18 (38) \$300,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$300,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the department to establish
21 representation in key international markets that will provide the
22 greatest opportunities for increased trade and investment for small
23 businesses in the state of Washington. Prior to entering into any
24 contract for representation, the department must consult with
25 associate development organizations and other organizations and
26 associations that represent small business, rural industries, and
27 disadvantaged business enterprises.

28 (39) \$80,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$80,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for the department to establish
31 an identification assistance and support program to assist homeless
32 persons in collecting documentation and procuring an identicard
33 issued by the department of licensing. This program may be operated
34 through a contract for services. The program shall operate in one
35 county west of the crest of the Cascade mountain range with a
36 population of one million or more and one county east of the crest of
37 the Cascade mountain range with a population of five hundred thousand
38 or more.

1 (40) \$500,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$500,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the office of homeless youth
4 prevention and protection programs to create a centralized diversion
5 fund to serve homeless or at-risk youth and young adults, including
6 those who are unsheltered, exiting inpatient programs, or in school.
7 Funding provided in this subsection may be used for short-term rental
8 assistance, offsetting costs for first and last month's rent and
9 security deposits, transportation costs to go to work, and assistance
10 in obtaining photo identification or birth certificates.

11 (41) \$100,000 of the model toxics control stormwater account—
12 state appropriation is provided solely for planning work related to
13 stormwater runoff at the aurora bridge and I-5 ship canal bridge.
14 Planning work may include, but is not limited to, coordination with
15 project partners, community engagement, conducting engineering
16 studies, and staff support.

17 (42) \$100,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$100,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for a grant to assist people
20 with limited incomes in urban areas of the state start and sustain
21 small businesses. The grant recipient must be a nonprofit
22 organization involving a network of microenterprise organizations and
23 professionals to support micro entrepreneurship and access to
24 economic development resources.

25 (43) \$500,000 of the community preservation and development
26 authority account—state/operating appropriation is provided solely
27 for the operations of the Pioneer Square-International District
28 community preservation and development authority established in RCW
29 43.167.060.

30 (44) \$500,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$500,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for grants and associated
33 technical assistance and administrative costs to foster collaborative
34 partnerships that expand child care capacity in communities. Eligible
35 applicants include nonprofit organizations, school districts,
36 educational service districts, and local governments. These funds may
37 be expended only after the approval of the director of the department
38 of commerce and must be used to support planning and activities that
39 help communities address the shortage of child care, prioritizing

1 partnerships serving in whole or in part areas identified as child
2 care access deserts.

3 (45) (~~(\$255,000,000)~~) \$278,476,000 of the general fund—federal
4 appropriation (ARPA) and \$403,000,000 of the coronavirus state fiscal
5 recovery account—federal appropriation are provided solely for the
6 department to administer an emergency rental assistance program. The
7 department shall distribute funding in the form of grants to local
8 housing providers. In making distributions, the department must
9 consider the number of unemployed persons and renters in each
10 jurisdiction served by the provider as well as consider any funding
11 that jurisdiction, including cities within each county, received
12 directly from the federal government for emergency rental assistance.
13 Of the amounts provided in this subsection:

14 (a) (~~(\$255,000,000)~~) \$278,476,000 of the general fund—federal
15 appropriation (ARPA) is provided solely for grants to provide
16 emergency rental and utility assistance pursuant to P.L. 117-2. A
17 provider may use up to 14.5 percent of the grant award provided under
18 this subsection for administrative costs and the remainder must be
19 used for financial assistance as defined in P.L. 117-2. Unless
20 otherwise prohibited under federal guidance, a housing provider may
21 provide financial assistance for an eligible household's rent and
22 rental arrears of up to 150 percent of the fair market rent for the
23 area in which the household resides, as determined by the department
24 of housing and urban development.

25 (b) (i) \$403,000,000 of the coronavirus state fiscal recovery
26 account—federal appropriation is provided solely for grants to
27 provide emergency rental and utility assistance, subject to (b) (ii)
28 of this subsection. Providers must make rental payments directly to
29 landlords and utility payments directly to utility providers. To be
30 eligible for assistance under this subsection, households must, at a
31 minimum, have an income at or below 80 percent of the area median
32 income and must have a missed or partially paid rent payment. The
33 department may establish additional eligibility criteria to target
34 these resources to households most likely to become homeless if they
35 do not receive rental assistance. A provider may provide financial
36 assistance for an eligible household's rent and rental arrears of up
37 to 150 percent of the fair market rent for the area in which the
38 household resides, as determined by the department of housing and
39 urban development.

1 (ii) From the amount provided in (b) of this subsection, each
2 local housing provider must subgrant with community organizations
3 that serve historically disadvantaged populations within their
4 jurisdiction. Subgrants may be used for program outreach and
5 assisting community members in applying for assistance under (a) and
6 (b) of this subsection. The amount of the subgrant must be at least
7 five percent of the total funding each provider received under (a)
8 and (b) of this subsection.

9 (c) The department may retain up to 0.5 percent of the amounts
10 provided in this subsection for administration of the program.

11 (46) \$7,500,000 of the general fund—state appropriation for
12 fiscal year 2022 is provided solely for the department to provide
13 grants to entities that provide digital navigator services, devices,
14 and subscriptions. These services must include but are not limited to
15 one-on-one assistance for people with limited access to services,
16 including individuals seeking work, families supporting students,
17 English language learners, medicaid clients, people experiencing
18 poverty, and elders. Of the amounts provided in this subsection, the
19 department must prioritize allocating \$1,500,000 as grants or
20 portions of grants that serve medicaid clients.

21 (47) \$240,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$240,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for the operations of the
24 Central district community preservation and development authority
25 established in RCW 43.167.070.

26 (48) \$607,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$607,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for the department to assist
29 homeowners at risk of foreclosure pursuant to chapter 61.24 RCW.
30 Funding provided in this section may be used for activities to
31 prevent mortgage or tax lien foreclosure, housing counselors, a
32 foreclosure prevention hotline, legal services for low-income
33 individuals, mediation, and other activities that promote
34 homeownership. The department may contract with other foreclosure
35 fairness program state partners to carry out this work.

36 (49) \$100,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$100,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for the department to contract
39 with a nonprofit entity located in Seattle that focuses on poverty

1 reduction and racial equity to convene and staff a poverty reduction
2 workgroup steering committee comprised of individuals that have lived
3 experience with poverty. Funding provided in this section may be used
4 to reimburse steering committee members for travel, child care, and
5 other costs associated with participation in the steering committee.

6 (50) \$29,255,000 of the general fund—federal appropriation (CRF)
7 and (~~(\$230,000,000)~~) \$284,200,000 of the general fund—federal
8 appropriation (CRRSA), not to exceed the amount appropriated in
9 section 3, chapter 3, Laws of 2021, that is unobligated at the end of
10 fiscal year 2021, are provided solely for rental assistance and
11 housing and are subject to the same terms and conditions as the
12 appropriation in section 3, chapter 3, Laws of 2021, as amended in
13 section 1905 of this act.

14 (51) \$4,800,000 of the general fund—federal appropriation (CRF),
15 not to exceed the amount appropriated in section 4, chapter 3, Laws
16 of 2021, that is unobligated at the end of fiscal year 2021, is
17 provided solely for working Washington grants and is subject to the
18 same terms and conditions as the appropriation in section 4, chapter
19 3, Laws of 2021.

20 (52) \$1,602,000 of the general fund—state appropriation for
21 fiscal year 2022 and \$1,174,000 of the general fund—state
22 appropriation for fiscal year 2023 are provided solely for the
23 statewide broadband office established in RCW 43.330.532.

24 (53) \$450,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$450,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for a grant to a nonprofit
27 organization for an initiative to advance affordable housing projects
28 and education centers on public or tax-exempt land. The department
29 must award the grant to an organization with an office located in the
30 city of Seattle that has experience in catalyzing early learning and
31 affordable housing developments. The grant recipient must use the
32 funding to:

33 (a) Implement strategies to accelerate development of affordable
34 housing projects with space for early learning centers or community
35 space on underutilized tax-exempt properties;

36 (b) Analyze the suitability of properties for affordable housing,
37 early learning centers, or community space through completing due
38 diligence, conceptual design, and financial analysis activities;

1 (c) Organize community partners and build capacity to develop
2 these sites, as well as coordinate negotiations among partners and
3 public owners;

4 (d) Facilitate collaboration and co-development between
5 affordable housing, early learning centers, or community space; and

6 (e) Catalyze the redevelopment of at least 10 sites to create
7 approximately 1,500 affordable homes.

8 (54) \$2,000,000 of the general fund—state appropriation for
9 fiscal year 2022 (~~is~~) and \$2,000,000 of the general fund—state
10 appropriation for fiscal year 2023 are provided solely for a grant to
11 a nonprofit organization located in King county to operate a hunger
12 relief response program serving individuals living in permanent
13 supportive housing.

14 (55) \$75,000 of the general fund—state appropriation for fiscal
15 year 2022 is provided solely for a grant to a nonprofit organization
16 located in the city of Federal Way that conducts collaborative policy
17 development and provides access to resources and consultation to
18 historically disadvantaged communities. The grant funding must be
19 used for capacity-building activities to support community-based
20 organizations serving youth and young adults in the city of Federal
21 Way.

22 (56) \$400,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$400,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for capacity-building grants
25 through the Latino community fund for emergency response services,
26 educational programs, and human services support for children and
27 families in rural and underserved communities.

28 (57) \$12,000,000 of the coronavirus state fiscal recovery fund—
29 federal appropriation is provided solely for a single contract with
30 the non-profit statewide tourism marketing organization that is party
31 to the contract pursuant to RCW 43.384.020. The funds will be used to
32 assist recovery for tourism-related businesses, generate tourism
33 demand for Washington communities and businesses, and sustain
34 recovery market share with competing Western states. The department
35 and the contractor shall submit a report to the legislature June 30,
36 2022, and June 30, 2023.

37 (58) \$354,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$354,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for a grant to the Port Gamble

1 S'Klallam tribe for a reentry program providing tailored support
2 services to moderate-needs and high-needs individuals leaving local
3 or tribal incarceration, with the goals of reducing criminal
4 recidivism and fostering community wellbeing. Services may be
5 provided to clients pre-release and post-release.

6 (59) (~~(\$347,000)~~) \$217,000 of the general fund—state
7 appropriation for fiscal year 2022 and (~~(\$347,000)~~) \$477,000 of the
8 general fund—state appropriation for fiscal year 2023 are provided
9 solely for a grant to a nonprofit organization serving King and
10 Snohomish counties for a program conducted in partnership with King
11 county serving criminal justice-involved individuals who have
12 experienced domestic, sexual, or gender-based violence. The grant
13 recipient may use the funding for costs including but not limited to
14 legal advocacy, outreach, connecting clients to housing and other
15 resources, data analytics, and staffing.

16 (60) \$50,000 of the general fund—state appropriation for fiscal
17 year 2022 is provided solely for the city of Kent to contract with
18 one or more nonprofit organizations to serve community immersion law
19 enforcement trainees through mentorship or community-based placement,
20 or both.

21 (61) \$400,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$400,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for the office of homeless youth
24 to administer a competitive grant process to award funding to
25 licensed youth shelters, HOPE centers, and crisis residential centers
26 to provide behavioral health support services for youth in crisis.

27 (62) \$950,000 of the general fund—state appropriation for fiscal
28 year 2022 is provided solely for a grant to a nonprofit located in
29 King county that develops training and support for low-income
30 individuals, with a focus on women and people of color, to move into
31 the construction industry for living wage jobs. The grant funding
32 must be used to develop a pre-apprenticeship program that, through
33 the construction of units, integrates housing and workforce
34 development in service of the following goals:

- 35 (a) Creating a blueprint to integrating workforce development and
36 housing for local jurisdictions;
- 37 (b) Providing construction training to underserved populations;
- 38 (c) Creating a pathway for trainees to enter construction
39 careers; and

1 (d) Addressing the systemic effects of sexism and racism in
2 housing, wealth, education, training, employment, and career
3 development.

4 (63) \$50,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$50,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for a grant to a nonprofit
7 organization operating an emergency shelter located in the Yakima
8 valley for case management, outreach, and other homeless services.

9 (64) \$350,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$150,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for a grant to a nonprofit
12 organization for activities to advance affordable housing. The grant
13 recipient must be an organization that partners in equitable,
14 transit-oriented development. The grant recipient must use the
15 funding to:

16 (a) Facilitate partnerships to enable equitable transit-oriented
17 development across the Puget Sound region that builds housing at
18 scale; and

19 (b) Assist the cities of Tacoma, Renton, and Everett, as well as
20 other cities, in:

21 (i) Creating or updating local subarea plans to be consistent
22 with the regional growth strategy for future population growth to be
23 near high capacity transit and to facilitate development within the
24 station area that will produce a mix of affordable housing;

25 (ii) Ensuring equitable transit-oriented development processes
26 and outcomes that minimize displacement; and

27 (iii) Identifying strategies for land acquisition and assembly
28 around high capacity transit stations that will result in a mix of
29 housing.

30 (65) \$700,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$700,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for a nonprofit organization
33 whose sole purpose is to provide grants, capacity building, and
34 technical assistance support to a network of microenterprise
35 development organizations. The microenterprise development
36 organizations will support rural and urban Black, indigenous and
37 people of color owned businesses, veteran owned businesses, and
38 limited resourced and other hard to serve businesses with five or

1 fewer employees throughout the state with business training,
2 technical assistance, and microloans.

3 (66) \$1,175,000 of the general fund—state appropriation for
4 fiscal year 2022 and \$175,000 of the general fund—state appropriation
5 for fiscal year 2023 are provided solely for the department to
6 support implementation of the 2021 state energy strategy as it
7 pertains to emissions from energy use in new and existing buildings,
8 including measures to support local government emission reductions,
9 workforce measures, and utility electrification benefits.

10 (67) \$125,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$125,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for the department to identify
13 and develop effective interventions and responses to primary and
14 secondary workplace trauma experienced by direct service staff who
15 work in homeless shelters, homeless outreach, and permanent
16 supportive housing. The department must collect data through methods
17 such as surveys, interviews, and small group conversations, and
18 engage interested parties, including but not limited to direct
19 service staff. The department may contract with a third party to
20 complete the work required in this subsection. By June 1, 2023, the
21 department shall submit a report identifying interventions and
22 providing recommendations to the appropriate committees of the
23 legislature.

24 (68)(a) \$340,000 of the general fund—state appropriation for
25 fiscal year 2022 and \$85,000 of the general fund—state appropriation
26 for fiscal year 2023 are provided solely for the department to
27 contract with the University of Washington college of built
28 environments to create a database and reporting system for promoting
29 transparency on procurement of building materials that make up the
30 primary structure and enclosure used for state-funded construction
31 projects. The department and university may use publicly available
32 information and data sources as well as consult with outside experts
33 to create the database. The database may include fields for
34 environmental product declarations, product quantity, manufacturer
35 location, global warming potential, health certifications, supplier
36 codes of conduct, and working conditions.

37 (b) When developing the reporting system required under (a) of
38 this subsection, the department and the University of Washington must
39 conduct a case study analysis. In conducting the analysis, the

1 department and the university must identify up to 10 case studies of
2 publicly funded projects and analyze considerations including but not
3 limited to cost impacts, materials procured, embodied carbon
4 contribution to reducing greenhouse gas emissions, and supply chain
5 considerations. By January 1, 2022, the department and the university
6 shall submit a progress report on the case study analysis to the
7 legislature. By November 1, 2022, the department and the university
8 shall submit a final report to the legislature with findings from the
9 case study analysis and recommendations for the reporting system
10 based on lessons learned.

11 (69) \$175,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$175,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for a grant to a nonprofit
14 organization to provide job readiness skills and training to
15 traditionally underrepresented populations to support the transition
16 to a registered apprenticeship, trade training, or employment. The
17 grant recipient must be a nonprofit organization serving
18 traditionally underrepresented populations in King and Pierce
19 counties, with a focus on youth development programs. The grant
20 funding must be used for activities including but not limited to
21 counseling and training in support of the goals of:

22 (a) Minimizing barriers to transitioning to an apprenticeship,
23 trade training program, or employment for participants;

24 (b) Increasing participants' workforce and life balance skills;
25 and

26 (c) Increasing participants' specialized skills and knowledge in
27 targeted industries, including construction, urban agriculture, and
28 maritime trades.

29 (70)(a) \$51,000 of the general fund—state appropriation for
30 fiscal year 2022 and \$51,000 of the general fund—state appropriation
31 for fiscal year 2023 are provided solely for the statewide broadband
32 office to cofacilitate the Washington digital equity forum with the
33 Washington state office of equity. The purpose of the forum is to
34 develop recommendations to advance digital connectivity in Washington
35 state. In developing its recommendations, the forum must:

36 (i) Develop goals that are consistent with the goals of the
37 governor's statewide broadband office, as provided in RCW 43.330.536;

38 (ii) Strengthen public-private partnerships;

1 (iii) Solicit public input through public hearings or
2 informational sessions;

3 (iv) Work to increase collaboration and communication between
4 local, state, and federal governments and agencies; and

5 (v) Recommend reforms to universal service mechanisms.

6 (b) The directors of the governor's statewide broadband office
7 and the Washington state office of equity are responsible for
8 appointing participating members of the forum, and appointments
9 require the approval of both directors. In making appointments, the
10 directors must prioritize appointees representing:

11 (i) Federally recognized tribes;

12 (ii) State agencies involved in digital equity; and

13 (iii) Underserved and unserved communities, including
14 historically disadvantaged communities.

15 (c) The director of the governor's statewide broadband office, or
16 the director's designee, and the director of the Washington state
17 office of equity, or the director's designee, shall serve as
18 administrative cochairs of the forum.

19 (d) In addition to members appointed by the directors, four
20 legislators may serve on the digital equity forum in an ex officio
21 capacity. Legislative participants must be appointed as follows:

22 (i) The speaker of the house of representatives must appoint one
23 member from each of the two largest caucuses of the house of
24 representatives; and

25 (ii) The president of the senate must appoint one member from
26 each of the two largest caucuses of the senate.

27 (e) Each member of the digital equity forum shall serve without
28 compensation but may be reimbursed for travel expenses as authorized
29 in RCW 43.03.050 and 43.03.060. Legislative members of the forum are
30 reimbursed for travel expenses in accordance with RCW 44.04.120. (f)
31 The statewide broadband office must provide staff support for the
32 digital equity forum. By January 1, 2023, the statewide broadband
33 office must transmit the recommendations of the digital equity forum
34 developed under (a) of this subsection to the legislature, consistent
35 with RCW 43.01.036.

36 (71) \$500,000 of the general fund—state appropriation for fiscal
37 year 2022 is provided solely for grants to law enforcement agencies
38 to implement group violence intervention strategies in areas with
39 high rates of gun violence. Grant funding will be awarded to two
40 sites, with priority given to Yakima county and south King county.

1 The sites must be located in areas with high rates of gun violence,
2 include collaboration with the local leaders and community members,
3 use data to identify the individuals most at risk to perpetrate gun
4 violence for interventions, and include a component that connects
5 individuals to services. In selecting the sites, the department must
6 give priority to sites meeting these criteria that also can leverage
7 existing local or federal resources.

8 (72) \$350,000 of the general fund—state appropriation for fiscal
9 year 2022 is provided solely for a contract for a business recovery
10 program serving the city of Federal Way and surrounding area. The
11 contract recipient must be a nongovernmental organization located in
12 the city of Federal Way whose primary focus is the economic
13 development of the city of Federal Way and surrounding area. The
14 contract funding must be used for:

15 (a) Business development training and education for small
16 businesses located in or serving the city of Federal Way and
17 surrounding area, with a focus on Black, indigenous, and people of
18 color-owned, women-owned, and veteran-owned businesses;

19 (b) Workforce programming for skill set development, especially
20 as related to business retention and expansion; and

21 (c) Research and collection of economic baseline data for the
22 city of Federal Way and surrounding area for the development of data-
23 driven programming, with a focus on key economic recovery indicators.

24 (73) \$202,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$89,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for a grant to a nonprofit
27 organization to provide emergency housing, permanent supportive
28 housing, and wraparound services focusing on Black transgender and
29 nonbinary individuals who are currently experiencing or at risk of
30 homelessness. The grant recipient must be a nonprofit organization
31 with locations in the cities of Seattle and Tacoma that provides
32 legal and other services for LGBTQ individuals in Washington. The
33 grant recipient may subgrant or subcontract with other organizations
34 to provide emergency housing, permanent supportive housing, and
35 wraparound services.

36 (74) \$125,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$125,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for a grant to a nonprofit for a
39 smart buildings education program to educate building owners and

1 operators on smart building practices and technologies, including the
2 development of onsite and digital trainings that detail how to
3 operate residential and commercial facilities in an energy efficient
4 manner. The grant recipient must be located in a city with a
5 population of more than 700,000 and must serve anyone within
6 Washington with an interest in better understanding energy efficiency
7 in commercial and institutional buildings.

8 (75) \$150,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$150,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for the department to establish
11 a sector lead position for the creative industries, including but not
12 limited to the performing arts, literary arts, music, and film. The
13 sector lead must work with interested parties to further the goals of
14 creating economic development opportunities, retaining and growing
15 jobs, and supporting small business development and expansion within
16 the creative industries.

17 (76) \$221,920,000 of the home security fund—state appropriation
18 and \$58,400,000 of the affordable housing for all account—state
19 appropriation are provided solely for implementation of Engrossed
20 Second Substitute House Bill No. 1277 (housing/revenue source). (~~If~~
21 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
22 ~~this subsection shall lapse.~~) Of the amounts provided in this
23 subsection:

24 (a) \$88,768,000 of the home security fund—state appropriation is
25 provided solely to implement the eviction prevention rental
26 assistance program created in the bill; and

27 (b) \$133,152,000 of the home security fund—state appropriation is
28 provided solely for project-based vouchers and related services,
29 rapid rehousing, housing acquisition, and supportive services for
30 individuals and families accessing vouchers and rapid rehousing. Of
31 the total amount provided in this subsection, at least \$20,000,000
32 must be used for hotel and motel vouchers, rapid rehousing, and
33 supportive services for individuals and families accessing vouchers
34 and rapid rehousing.

35 (77) \$59,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$696,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for implementation of Engrossed
38 Second Substitute House Bill No. 1086 (behavioral health consumers).

1 ~~((If the bill is not enacted by June 30, 2021, the amounts provided~~
2 ~~in this subsection shall lapse.))~~

3 (78) \$163,000 of the dedicated marijuana account—state
4 appropriation for fiscal year 2022 and \$159,000 of the dedicated
5 marijuana account—state appropriation for fiscal year 2023 are
6 provided solely for implementation of Engrossed Substitute House Bill
7 No. 1443 (cannabis industry/equity). ~~((If the bill is not enacted by~~
8 ~~June 30, 2021, the amounts provided in this subsection shall lapse.))~~

9 (79) \$298,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$404,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for implementation of Engrossed
12 Second Substitute House Bill No. 1220 (emergency shelters & housing).
13 ~~((If the bill is not enacted by June 30, 2021, the amounts provided~~
14 ~~in this subsection shall lapse.))~~

15 (80) ~~(\$306,000)~~ \$121,000 of the general fund—state
16 appropriation for fiscal year 2022 and ~~(\$483,000)~~ \$668,000 of the
17 general fund—state appropriation for fiscal year 2023 are provided
18 solely for implementation of Engrossed Second Substitute Senate Bill
19 No. 5237 (child care & early dev. exp.). ~~((If the bill is not enacted~~
20 ~~by June 30, 2021, the amounts provided in this subsection shall~~
21 ~~lapse.))~~

22 (81) \$21,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$42,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for implementation of Engrossed
25 Third Substitute House Bill No. 1091 (transportation fuel/carbon).
26 ~~((If the bill is not enacted by June 30, 2021, the amounts provided~~
27 ~~in this subsection shall lapse.))~~

28 (82) \$42,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$42,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for implementation of Second
31 Substitute House Bill No. 1168 (long-term forest health). ~~((If the~~
32 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
33 ~~subsection shall lapse.))~~

34 (83) \$2,798,000 of the economic development strategic reserve
35 account manufacturing cluster acceleration subaccount—state
36 appropriation is provided solely for implementation of Substitute
37 House Bill No. 1170 (manufacturing). ~~((If the bill is not enacted by~~
38 ~~June 30, 2021, the amount provided in this subsection shall lapse.))~~

1 (84) (~~(\$187,000,000)~~) \$173,000,000 of the general fund—federal
2 appropriation (ARPA) (~~(is)~~) and \$4,500,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for a
4 homeowner assistance program to provide mortgage, foreclosure, and
5 other assistance to eligible homeowners pursuant to P.L. 117-2. The
6 department may subgrant or contract with other entities to provide
7 assistance under the program. Of the amount provided in this
8 subsection, (~~(\$13,000,000)~~) \$2,000,000 of the general fund—federal
9 appropriation (ARPA) (~~(is)~~) and \$4,500,000 of the general fund—state
10 appropriation for fiscal year 2023 are provided solely for
11 foreclosure assistance.

12 (85) \$9,864,000 of the general fund—state appropriation for
13 fiscal year 2022 and \$9,864,000 of the general fund—state
14 appropriation for fiscal year 2023 are provided solely for long-term
15 rental subsidies for individuals with mental health or substance use
16 disorders. This funding may be used for individuals enrolled in the
17 foundational community support program while waiting for a longer
18 term resource for rental support or for individuals transitioning
19 from behavioral health treatment facilities or local jails.
20 Individuals who would otherwise be eligible for the foundational
21 community support program but are not eligible because of their
22 citizenship status may also be served. By December 1, 2021, and
23 December 1, 2022, the department must submit a report identifying the
24 expenditures and number of individuals receiving long-term rental
25 supports through the agency budget broken out by region, treatment
26 need, and the demographics of those served during the prior fiscal
27 year.

28 (86) (a) \$50,000,000 of the coronavirus state fiscal recovery fund
29 —federal appropriation is provided solely for the department to
30 provide grants to small businesses through the working Washington
31 grant program.

32 (b) Of the amount provided in this subsection, \$30,000,000 of the
33 coronavirus state fiscal recovery fund—federal appropriation is
34 provided solely to assist businesses maintain their operations. To be
35 eligible for a grant under this subsection, the business must:

36 (i) Apply for or have applied for the grant;

37 (ii) (~~(Have reported annual gross receipts of \$5,000,000 or less~~
38 ~~to the department of revenue for calendar year 2019)) Have not~~

1 reported annual gross receipts of more than \$5,000,000 in the most
2 recent calendar year;

3 (iii) Have expenses that are necessary to continue business
4 operations and the expense is not a federal, state, or local tax,
5 fee, license, or other government revenue;

6 (iv) Self-attest that the expense is not funded by any other
7 government or private entity;

8 (v) Have experienced a reduction in business income or activity
9 related to COVID-19 or state or local actions in response to
10 COVID-19; and

11 (vi) Agree to operate in accordance with the requirements of
12 applicable federal, state, and local public health guidance and
13 directives.

14 (c) Of the amount provided in this subsection, \$20,000,000 of the
15 coronavirus state fiscal recovery fund—federal appropriation is
16 provided solely to assist the reopening of businesses that
17 temporarily totally closed their operations. To be eligible for a
18 grant under this subsection, the business must:

19 (i) Apply for the grant;

20 (ii) (~~Have reported annual gross receipts of \$5,000,000 or less~~
21 ~~to the department of revenue for calendar year 2019~~) Have not
22 reported annual gross receipts of more than \$5,000,000 in the most
23 recent calendar year;

24 (iii) Demonstrate the business was actively engaged in business,
25 and as a result of the governor's proclamations 20-25.8, issued on
26 November 15, 2020, through 20-25.12 ("stay safe-stay healthy"),
27 temporarily totally closed operations. Demonstration of active
28 engagement in business can be given through but is not limited to
29 taxable activity reported to the department of revenue. The
30 department may use other methods to determine if this criterion has
31 been met;

32 (iv) Have expenses that are necessary to reopen business
33 operations and the expense is not a federal, state, or local tax,
34 fee, license, or other government revenue;

35 (v) Self-attest that the expense is not funded by any other
36 government or private entity; and

37 (vi) Agree to operate in accordance with the requirements of
38 applicable federal, state, and local public health guidance and
39 directives.

1 (d) Grant awards are subject to the availability of amounts
2 appropriated in this subsection. The department must conduct outreach
3 to underrepresented and unserved communities observed from prior
4 rounds of awards. The department must ensure equitable distributions
5 of grant funding, including considerations for geographic location
6 and businesses owned by members of historically disadvantaged
7 communities.

8 (e) (i) Eligible businesses may receive up to a \$75,000 grant.

9 (ii) ~~((If a business received one or more working Washington
10 small business grants before July 1, 2021, including grants provided
11 pursuant to chapter 3, Laws of 2021, the grant awarded under this
12 subsection must be reduced to reflect the amounts received from
13 previous working Washington small business grants.))~~ If a business
14 was awarded one or more working Washington small business grants
15 after February 1, 2021, the grant award under this subsection may be
16 reduced to reflect the amounts received from previous working
17 Washington small business grants. The department may prioritize
18 nonprofit organizations that have not yet received a grant under the
19 working Washington small business grant program.

20 (f) For purposes of this subsection, reopening costs include, but
21 are not limited to:

22 (i) Upgrading physical workplaces to adhere to new safety or
23 sanitation standards;

24 (ii) Procuring required personal protective supplies for
25 employees and business patrons and clients;

26 (iii) Updating business plans;

27 (iv) Employee costs, including payroll, training, and onboarding;

28 (v) Rent, lease, mortgage, insurance, and utility payments; and

29 (vi) Securing inventory, supplies, and services for operations.

30 (g) Nonprofit organizations are eligible to receive funding under
31 (b) or (c) of this subsection if they have a primary business
32 activity that has been impacted as described in (b) (v) or (c) (iii) of
33 this subsection.

34 (h) The department is authorized to shift funding among the
35 purposes in (b) and (c) of this subsection based on overutilization
36 or underutilization of the different types of grants.

37 (i) Of the total amount provided in this subsection, the
38 department must prioritize allocating the funds as follows:

39 ~~((A))~~ \$25,000,000 for grants under (b) or (c) of this
40 subsection to eligible businesses and nonprofit organizations in the

1 arts, heritage, and science sectors, including those that operate
2 live entertainment venues (~~;~~ and

3 ~~(B) \$25,000,000 for grants under (b) or (c) of this subsection to~~
4 ~~eligible businesses and nonprofit organizations located in counties~~
5 ~~that are in phase 2 of the governor's "healthy Washington: roadmap to~~
6 ~~recovery" plan at the time the business or nonprofit organization~~
7 ~~applies for funding)). The department must develop criteria for
8 successful applications under this subsection in combination with the
9 Washington state arts commission.~~

10 (87) \$138,000,000 of the general fund—federal appropriation
11 (ARPA) is provided solely for the department to implement small
12 business capital access and other credit support programs under the
13 state small business credit initiative, pursuant to P.L. 117-2. The
14 department may contract with other entities to implement the capital
15 access program and other credit support programs. The department is
16 highly encouraged to use local nonprofit community development
17 financial institutions to deliver access to credit to the maximum
18 extent allowed by federal law, rules, and guidelines. The department
19 must apply for the maximum possible allocation of federal funding
20 under P.L. 117-2, including but not limited to funds set aside for
21 extremely small businesses and business enterprises owned and
22 controlled by socially and economically disadvantaged individuals.
23 The funding provided in this section also includes federal funds
24 allocated to the state for technical assistance to businesses. The
25 department must ensure businesses owned and controlled by socially
26 and economically disadvantaged individuals, as defined in P.L. 117-2,
27 have equitable access to program services.

28 (88)(a) \$6,000,000 of the general fund—state appropriation for
29 fiscal year 2022 is provided solely for the department to create a
30 grant program to reimburse local governments for eligible costs of
31 providing emergency noncongregate sheltering during the COVID-19
32 public health emergency.

33 (b) A city or county is eligible to apply for grant funding if
34 it:

35 (i) Applies to the federal emergency management agency public
36 assistance program for reimbursement of costs to provide emergency
37 non-congregate sheltering; and

38 (ii) Incurs eligible costs.

39 (c) Eligible costs are costs to provide emergency noncongregate
40 sheltering that:

1 (i) Were deemed eligible for reimbursement in the federal
2 emergency management agency policy 104-009-18, version 3, titled *FEMA*
3 *emergency non-congregate sheltering during the COVID-19 public health*
4 *emergency (interim)* and dated January 29, 2021; and

5 (ii) Are incurred by the applicant beginning January 21, 2021,
6 through September 30, 2021.

7 (d) The department must give priority to applicants who
8 demonstrate use of funds received under P.L. 117-2 for the
9 acquisition, development, and operation of noncongregate sheltering.

10 (e) The department must coordinate with the military department
11 to confirm that grant recipients have applied to the federal
12 emergency management agency public assistance program for costs
13 identified in their grant application.

14 (f) For the purposes of this subsection, "noncongregate
15 sheltering" means sheltering provided in locations where each
16 individual or household has living space that offers some level of
17 privacy such as hotels, motels, or dormitories.

18 (89)(a) (~~(\$400,000)~~) \$225,000 of the general fund—state
19 appropriation for fiscal year 2022 (~~(is)~~) and \$175,000 of the general
20 fund—state appropriation for fiscal year 2023 are provided solely to
21 conduct a comprehensive equity review of state capital grant programs
22 administered by the department. The department may, in consultation
23 with interested parties identified in subsection (d) of this section,
24 contract with a consultant to assist with the community engagement
25 and review necessary to complete this review process.

26 (b) The purposes of this comprehensive equity review are: To
27 reduce barriers to historically underserved populations'
28 participation in the capital grant programs; to redress inequities in
29 existing capital grant policies and programs; and to improve the
30 equitable delivery of resources and benefits in these programs.

31 (c) In completing the comprehensive equity review required under
32 this section, the department shall: (i) Identify changes to policy
33 and operational norms and practices in furtherance of the equity
34 review purposes identified in (b) of this subsection; (ii) identify
35 new investments and programs that prioritize populations and
36 communities that have been historically underserved by capital grant
37 policies and programs; and (iii) include consideration of historic
38 and systemic barriers that may arise due to any of the following
39 factors: (A) Race; (B) ethnicity; (C) religion; (D) income; (E)
40 geography; (F) disability; and (G) educational attainment.

1 (d) The department must collaborate with the Washington state
2 commission on African American affairs; the Washington state
3 commission on Asian Pacific American affairs; the Washington state
4 commission on Hispanic affairs; the governor's office of Indian
5 affairs; the governor's committee on disability issues and
6 employment; the office of equity; the office of minority and women's
7 business enterprises; the environmental justice council if
8 established by passage of Engrossed Second Substitute Senate Bill No.
9 5141; and other interested parties as appropriate to develop and
10 conduct a community engagement process to inform the review.

11 (e) The department shall complete the comprehensive equity review
12 under this section and submit a final report, containing all of the
13 elements and considerations specified in this section, to the
14 legislature by June 30, 2022.

15 (90) (~~(\$23,000,000)~~) \$23,444,000 of the general fund—federal
16 appropriation (ARPA) is provided solely for the HOME investment
17 partnerships program pursuant to P.L. 117-2. Of the amount provided
18 in this subsection, \$18,000,000 of the general fund—federal
19 appropriation (ARPA) is provided solely for the department to issue
20 competitive financial assistance to eligible organizations under RCW
21 43.185A.040 for the acquisition and development of noncongregate
22 shelter units, subject to the following conditions and limitations:

23 (a) Grants provided under this subsection may be used to acquire
24 real property for quick conversion into noncongregate shelter units
25 or for renovation and building update costs associated with
26 establishment of the acquired facilities. Grants provided under this
27 subsection may not be used for operating or maintenance costs
28 associated with providing housing, supportive services, or debt
29 service. For the purposes of this subsection, "noncongregate" shelter
30 units means units provided in locations where each individual or
31 household has living space that offers some level of privacy, such as
32 hotels, motels, or dormitories.

33 (b) Units acquired or developed under this subsection must serve
34 qualifying individuals or families as defined in P.L. 117-2.

35 (c) The department must establish criteria for the issuance of
36 the grants, which must follow the guidelines and compliance
37 requirements of the housing trust fund program and the federal HOME
38 investment partnership program. The criteria must include:

39 (i) The date upon which structural modifications or construction
40 would begin and the anticipated date of completion of the project;

1 (ii) A detailed estimate of the costs associated with the
2 acquisition and any updates or improvements necessary to make the
3 property habitable for its intended use;

4 (iii) A detailed estimate of the costs associated with opening
5 the units; and

6 (iv) A financial plan demonstrating the ability to maintain and
7 operate the property and support its intended tenants throughout the
8 end of the grant contract.

9 (d) The department must provide a progress report on its website
10 by November 1, 2022. The report must include:

11 (i) The total number of applications and amount of funding
12 requested; and

13 (ii) A list and description of the projects approved for funding
14 including state funding, total project cost, number of units, and
15 anticipated completion date.

16 (e) The funding in this subsection is not subject to the 90 day
17 application periods in RCW 43.185.070 or 43.185A.050.

18 (91) \$391,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$391,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for Pacific county to operate or
21 participate in a drug task force to enhance coordination and
22 intelligence while facilitating multijurisdictional criminal
23 investigations.

24 (92) \$150,000 of the general fund—state appropriation for fiscal
25 year 2022 is provided solely for a grant to a nonprofit organization
26 providing housing services in western Washington to conduct a master
27 planning process for the development of a family-centered drug
28 treatment and housing program. The grant recipient must be a
29 nonprofit organization that has experience administering a comparable
30 program in another region of the state. The program must provide
31 housing units for families with members who have substance use
32 disorders and who are involved in the child welfare system, and
33 services including but not limited to case management, counseling,
34 substance use disorder treatment, and parenting skills classes. The
35 program site must be located within or in close proximity to King
36 county, and include living quarters for families, space for services,
37 and childcare and play areas for children. The nonprofit must include
38 housing developers, service providers, and other interested parties
39 in the master planning process. By December 31, 2021, the nonprofit

1 must submit the plan to the department, the senate ways and means
2 committee, and the house capital budget committee.

3 (93) \$150,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$150,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for a grant to a nonprofit
6 organization to assist fathers transitioning from incarceration to
7 family reunification. The grant recipient must have experience
8 contracting with the department of corrections to support offender
9 betterment projects and the department of social and health services
10 to provide access and visitation services.

11 (94) (~~(\$7,500,000)~~) \$4,000,000 of the general fund—state
12 appropriation for fiscal year 2022 and (~~(\$2,500,000)~~) \$6,000,000 of
13 the general fund—state appropriation for fiscal year 2023 are
14 provided solely for grants to community organizations that serve
15 historically disadvantaged populations to conduct outreach and assist
16 community members in applying for state and federal assistance
17 programs, including but not limited to those administered by the
18 departments of social and health services; commerce; and children,
19 youth, and families. By June 31, 2023, the department must provide to
20 the appropriate committees of the legislature a detailed report of
21 the activities funded in this subsection. The report must include but
22 is not limited to:

23 (a) A list of grant recipients, their location, and the grant
24 amount each received;

25 (b) Input from grantees on best practices for engagement with
26 populations experiencing systemic inequities;

27 (c) Suggestions from the department and grant recipients on how
28 to engage populations experiencing systemic inequities with future
29 programming; and

30 (d) Other information and recommendations on need for this type
31 of outreach work in future grant programs.

32 (95) \$375,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$375,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for the department to accelerate
35 implementation of the low-income rural home rehabilitation program by
36 contracting with up to seven home rehabilitation agencies, as defined
37 under WAC 365-175-030, in a variety of regions of the state. Funding
38 provided in this subsection may be used by home rehabilitation
39 agencies for program support in order to increase the number of

1 households participating in the program. Home rehabilitation agencies
2 receiving funding under this subsection must provide the department
3 with a summary of their direct and indirect costs associated with
4 implementing the program.

5 (96) \$450,000 of the general fund—state appropriation for fiscal
6 year 2022 is provided solely for pre-development activities for
7 state-operated or contracted residential or supportive housing
8 facilities at the Pacific hospital preservation and development
9 authority buildings three through ten in Seattle, to help carry out
10 Washington state's plans for new community-based residential
11 facilities, including supportive housing. The facilities may be used
12 for behavioral health, long-term care, developmentally disabled
13 community housing, recovery residences, state-operated living
14 alternatives, group homes, or family-centered substance use disorder
15 recovery housing. The amounts provided in this subsection may be used
16 for concept development, planning, lease payments, and other related
17 expenses for pre-development of state- or nonprofit-operated
18 residential facilities identified by the health care authority or the
19 departments of social and health services, children, youth, and
20 families, and commerce. The department is authorized to enter into a
21 short-term lease, with an option to enter into a multiyear extension,
22 for the Pacific hospital preservation and development authority
23 quarters buildings three through ten.

24 (97) \$80,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$80,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for a grant to a nonprofit
27 organization dedicated to supporting forest health restoration
28 located in Okanogan county for work toward a biochar research and
29 demonstration project and initial efforts toward full-size operation
30 of an industrial-sized facility in the Methow valley.

31 (98) \$6,800,000 of the general fund—state appropriation for
32 fiscal year 2022 ~~((and))~~, \$8,200,000 of the general fund—state
33 appropriation for fiscal year 2023, and \$7,500,000 of the coronavirus
34 state fiscal recovery fund—federal appropriation are provided solely
35 ~~((for grants to crime victim services providers for victim assistance~~
36 ~~programs. The department must distribute the funds in accordance with~~
37 ~~the methodologies used to distribute federal victims of crime act~~
38 ~~victim assistance funding))~~ to ensure continuity of crime victim
39 services impacted by reductions in federal victims of crime act

1 funding and help address increased demand for crime victim services
2 attributable to the COVID-19 pandemic. The department shall consult
3 with crime victim service providers and other stakeholders to inform
4 a plan to invest any amount above what is required to maintain
5 existing services in immediate, short-term needs and in a manner that
6 is consistent with the office of crime victims advocacy's state plan.

7 (99) (a) (~~(\$225,000)~~) \$115,000 of the general fund—state
8 appropriation for fiscal year 2022 and (~~(\$225,000)~~) \$335,000 of the
9 general fund—state appropriation for fiscal year 2023 are provided
10 solely for the department to appoint and maintain an aviation and
11 aerospace advisory committee to generally advise the director of the
12 department and the secretary of the department of transportation on
13 matters related to aviation and aerospace in Washington state. The
14 advisory committee must develop recommendations regarding operating
15 budget and capital budget requests relating to aviation and aerospace
16 needs, and strategies to enhance the safe and effective use of public
17 use airports and aerospace facilities in Washington state. The
18 aviation and aerospace advisory committee must also advise the
19 director and secretary, or their designees, and make recommendations
20 on the following matters:

- 21 (i) Employment of emerging aviation and aerospace technologies to
- 22 include unmanned, autonomous, and alternative propulsion systems;
- 23 (ii) New, changed, or proposed federal regulations;
- 24 (iii) Industry needs to remain nationally and internationally
- 25 competitive;
- 26 (iv) Policy considerations;
- 27 (v) Funding priorities and capital project needs;
- 28 (vi) Methods to reduce greenhouse gas emissions;
- 29 (vii) Workforce development needs and opportunities;
- 30 (viii) Multimodal requirements; and
- 31 (ix) Other matters pertaining to the aviation and aerospace
- 32 industries as the aviation and aerospace advisory committee deems
- 33 appropriate.

34 (b) The director of the department of commerce, or the director's
35 designee, shall appoint members to the aviation and aerospace
36 advisory committee including, at a minimum:

- 37 (i) Two county commissioners, one from east of the crest of the
- 38 Cascade mountains and one from west of the crest of the Cascade
- 39 mountains;

1 (ii) An owner of an aviation company and an owner of an aerospace
2 company or their representatives;

3 (iii) The director of the aviation division of the department of
4 transportation, or the director's designee;

5 (iv) Two individuals who are top executive officials of a
6 commercial service airport, typically with the title of chief
7 executive officer, airport director, or executive director, one from
8 an airport located east of the crest of the Cascade mountains and one
9 from an airport located west of the crest of the Cascade mountains;

10 (v) Advisory members from the federal aviation administration;

11 (vi) The aerospace lead from the department of commerce or a
12 representative of the department;

13 (vii) A representative of a statewide environmental organization;

14 (viii) A representative of the military department;

15 (ix) A representative of the state board for community and
16 technical colleges;

17 (x) Representatives from airport associations;

18 (xi) Representatives from an aviation and aerospace educational
19 program; and

20 (xii) Representatives from both aviation and aerospace
21 associations.

22 (c) The director of the department and the secretary of the
23 department of transportation, or their designees, shall serve as the
24 administrative cochairs of the aviation and aerospace advisory
25 committee.

26 (d) The department must provide staff support for all aviation
27 and aerospace advisory committee meetings.

28 (e) The aviation and aerospace advisory committee must meet at
29 the call of the administrative cochairs for any purpose that directly
30 relates to the duties set forth in (a) of this subsection, or as
31 otherwise requested by the director, secretary, or their designees as
32 the administrative cochairs.

33 (f) In consultation with the aviation and aerospace advisory
34 committee, the department must develop a strategic plan for the
35 department's aerospace, aviation, and airport economic development
36 program. The strategic plan should identify: (i) Changing market
37 conditions in the aerospace industry; (ii) emerging opportunities to
38 diversify and grow Washington's aerospace sector; and (iii)
39 strategies and action steps to build on the state's core strengths in
40 aerospace infrastructure and workforce expertise to diversify and

1 grow employment in Washington's aerospace sector. The department must
2 submit the strategic plan to the appropriate committees of the
3 legislature by June 30, 2023.

4 (g) The cochairs may seek recommendations and input from the
5 aviation and aerospace advisory committee to inform the legislature
6 on aviation and aerospace issues.

7 (100) (a) (~~(\$300,000)~~) \$270,000 of the general fund—state
8 appropriation for fiscal year 2022 (~~(is)~~) and \$30,000 of the general
9 fund—state appropriation for fiscal year 2023 are provided solely for
10 the department to convene a work group on reducing racial disparities
11 in Washington state homeownership rates. The goals of the work group
12 are to assess perspectives on housing and lending laws, policies, and
13 practices; facilitate discussion among interested parties; and
14 develop budgetary, administrative policy, and legislative
15 recommendations.

16 (b) The director of the department, or the director's designee,
17 must chair the work group. The department must, in consultation with
18 the Washington state office of equity and the governor's office of
19 Indian affairs, appoint a minimum of twelve members to the work group
20 representing groups including but not limited to:

21 (i) Organizations and state entities led by and serving Black,
22 indigenous, and people of color;

23 (ii) State or local government agencies with expertise in housing
24 and lending laws;

25 (iii) Associations representing cities and housing authorities;
26 and

27 (iv) Professionals from private-sector industries including but
28 not limited to banks, credit unions, mortgage brokers, and housing
29 developers.

30 (c) The department must convene the first meeting of the work
31 group by August 1, 2021. The department must submit a final report to
32 the governor and appropriate committees of the legislature by August
33 1, 2022. The final report must:

34 (i) Evaluate the distribution of state affordable housing funds
35 and its impact on the creation of homeownership units serving Black,
36 indigenous, and people of color;

37 (ii) Evaluate the eligibility requirements, access, and use of
38 state-funded down payment assistance funds, and their impact on
39 homeownership rate disparities;

1 (iii) Review barriers preventing Black, indigenous, and people of
2 color from accessing credit and loans through traditional banks for
3 residential loans; and

4 (iv) Provide budgetary, administrative policy, and legislative
5 recommendations to increase ownership unit development and access to
6 credit.

7 (101) \$225,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$225,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the department to convene a
10 task force to make recommendations regarding needed reforms to the
11 state's growth policy framework, including the growth management act,
12 state environmental policy act, and other statutes related to growth,
13 change, economic development, housing, social equity, and
14 environmental conservation. The process will build upon the findings,
15 concepts, and recommendations in recent state-funded reports,
16 including the "road map to Washington's future" issued by the William
17 D. Ruckelshaus center in 2019, the report of the environmental
18 justice task force issued in 2020, and "updating Washington's growth
19 policy framework" issued by the University of Washington in 2021. The
20 task force must involve diverse perspectives including but not
21 limited to representatives of counties, cities, special districts,
22 the real estate, building, and agricultural industries, planning and
23 environmental organizations, tribal governments, and state agencies.
24 Special effort must be made to include in these discussions the lived
25 experiences and perspectives of people and communities who have too
26 often been excluded from public policy decision-making and unevenly
27 impacted by those decisions. The work group must report on its
28 activities and recommendations prior to the 2022 and 2023 legislative
29 sessions.

30 (102) \$80,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$80,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for a grant to a nonprofit
33 organization located in the city of Seattle for providing resident
34 services and on-site programming for affordable housing residents in
35 Delridge, supporting local youth with leadership pathways, and other
36 community development initiatives that improve the health and well-
37 being of southwest Seattle residents.

38 (103) \$61,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$31,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for San Juan county health and
2 community services to enter into an agreement with the United States
3 geological survey to evaluate available groundwater, surface water,
4 and meteorological data for the county, complete recharge estimations
5 for the county, and update the water balance for the county.

6 (104) \$140,000 of the general fund—state appropriation for fiscal
7 year 2022 is provided solely to contract with businesses ending
8 slavery and trafficking for a human trafficking initiative.

9 (a) Of the amounts provided in this subsection, \$60,000 of the
10 general fund—state appropriation for fiscal year 2022 is provided
11 solely to extend job readiness services and employment opportunities
12 for survivors of human trafficking and persons at risk of human
13 trafficking, in near-airport communities in south King county.

14 (b) Of the amounts provided in this subsection, \$80,000 of the
15 general fund—state appropriation for fiscal year 2022 is provided
16 solely to develop a national awareness campaign. The campaign will
17 increase signage in seaports, airports, and near-airport communities
18 so that people who are vulnerable to trafficking or experiencing
19 human trafficking can access assistance through the national human
20 trafficking hotline.

21 (105) \$278,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$277,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for a grant to a nonprofit
24 organization within the city of Tacoma for social services and
25 educational programming to assist Latino and indigenous communities
26 in honoring heritage and culture, becoming proficient in civic
27 education, and overcoming barriers to social, political, racial,
28 economic, and cultural community development.

29 (106) \$100,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$150,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely to provide college accredited
32 courses through alternative methods to disadvantaged adults, such as
33 those experiencing homelessness, who are low-income, come from
34 generational poverty, or have a disabling condition, including those
35 that are further impacted by systemic racism, who do not believe they
36 can be successful or have not yet contemplated college for their
37 future with the intent of engaging these individuals in further
38 education to increase their lifelong wage potential.

1 (107) (a) (~~(\$351,000)~~) \$151,000 of the general fund—state
2 appropriation for fiscal year 2022 and (~~(\$332,000)~~) \$532,000 of the
3 general fund—state appropriation for fiscal year 2023 are provided
4 solely for the department to contract with a nonprofit organization
5 with demonstrated expertise in the creative arts and strategic
6 planning to establish a Washington state creative economy work group
7 that within two years, and with the advice of the work group,
8 develops a strategic plan to improve the Washington state creative
9 economy that can be rolled out in incremental phases to reach
10 identified economic, social justice, and business development goals.

11 (b) The goal of the strategic plan must be to ensure that the
12 state of Washington is competitive with respect to attracting
13 creative economy business, retaining talent within the state, and
14 developing marketable content that can be exported for national and
15 international consumption and monetization. The strategic plan must
16 address support for the creative community within historically
17 marginalized communities, as well as the creative economy at large,
18 and take into account the diverse interests, strengths, and needs of
19 Washington's population on both sides of the Cascade mountains.

20 (c) The chair of the work group must be the director of the
21 nonprofit organization contracted with by the department or the
22 director's designee, and must have significant experience working as
23 an artist, producer, or director and in business development,
24 including drafting business plans and multidisciplinary planning
25 documents. The chair must appoint representatives to the work group
26 who represent the range of demographic diversity across the state of
27 Washington, including:

28 (i) A representative from the Washington state association of
29 counties;

30 (ii) A representative from the association of Washington cities;

31 (iii) A representative from the Washington state arts commission;

32 (iv) A representative from the Washington state labor council;

33 (v) A representative from the banking industry with experience in
34 matters involving the federal small business administration;

35 (vi) An appropriate number of representatives from the Washington
36 state arts community including, but not limited to, the following
37 sectors:

38 (A) Film, television, and video production;

39 (B) Recorded audio and music production;

40 (C) Animation production;

1 (D) Video game development;
2 (E) Live theater, orchestra, dance, and opera;
3 (F) Live music performance;
4 (G) Visual arts, including sculpture, painting, graphic design,
5 and photography;
6 (H) Production facilities, such as film and television studios;
7 and
8 (I) Live music or performing arts venues;
9 (vii) A representative from a certified public accounting firm or
10 other company with experience in financial modeling and in the
11 creative arts;
12 (viii) A representative selected by the Washington state
13 commission on African American affairs, the Washington state
14 commission on Hispanic affairs, the governor's office of Indian
15 affairs, and the Washington state commission on Asian Pacific
16 American affairs to represent the entities on the work group;
17 (ix) A representative of a federally recognized Indian tribe with
18 a reservation located east of the crest of the Cascade mountains;
19 (x) A representative of a federally recognized Indian tribe with
20 a reservation located west of the crest of the Cascade mountains; and
21 (xi) Other state agency representatives or stakeholder group
22 representatives, at the discretion of the work group, for the purpose
23 of participating in specific topic discussions.
24 (d) In developing the strategic plan for the Washington state
25 creative economy, the work group must:
26 (i) Identify existing studies of aspects affecting the creative
27 economy, including studies relating to tax issues, legislation,
28 finance, population and demographics, and employment;
29 (ii) Conduct a comparative analysis with other jurisdictions that
30 have successfully developed creative economy plans and programs,
31 including the states of Georgia and New Mexico, and the provinces of
32 British Columbia and Ontario, Canada;
33 (iii) Conduct in-depth interviews to identify best practices for
34 structuring a strategic plan for the state of Washington;
35 (iv) Evaluate existing banking models for financing creative
36 economy projects in the private sector and develop a financial model
37 to promote investment in Washington's creative economy;
38 (v) Evaluate existing state and county tax incentives and make
39 recommendations for improvements to support the creative economy;

1 (vi) Identify the role that counties and cities play with respect
2 to the strategic plan, and identify specific counties and cities that
3 may need or want a stronger creative economy;

4 (vii) Identify opportunities for synergies with new business
5 models and the integration of new technologies; and

6 (viii) Identify the role that state education programs in the
7 creative arts play in the creative economy and with respect to
8 advancing the strategic plan.

9 (e) The department of commerce shall facilitate the timely
10 transmission of information and documents from all appropriate state
11 departments and agencies to the nonprofit organization contracted
12 under this subsection. The work group must report its findings and
13 recommendations to the appropriate committees of the legislature by
14 December 1, 2022. The contracted nonprofit must administer the
15 expenses of the work group.

16 (108) (~~(\$300,000)~~) \$153,000 of the general fund—state
17 appropriation for fiscal year 2022 (~~(is)~~) and \$147,000 of the general
18 fund—state appropriation for fiscal year 2023 are provided solely for
19 a grant to a nonprofit museum and science and technology center
20 located in the city of Seattle that provides youth educational
21 programming related to discovery, experimentation, and critical
22 thinking in the sciences for a maker and innovation lab and to
23 develop and operate new experiential learning opportunities.

24 (109) \$125,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$125,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely to contract with a statewide
27 association that supports a network of local asset building
28 coalitions for programs to increase the financial stability of low-
29 income Washingtonians adversely affected economically by COVID-19
30 through increasing participation in earned income tax credit refunds,
31 the Washington retirement marketplace, and programs that build
32 personal savings.

33 (110) (~~(\$421,000)~~) \$971,000 of the general fund—state
34 appropriation for fiscal year 2022 (~~(is)~~) and \$3,561,000 of the
35 general fund—state appropriation for fiscal year 2023 are provided
36 solely for the department to continue starting up the Washington
37 state office of firearm safety and violence prevention, including the
38 creation of a state and federal grant funding plan to direct

1 resources to cities that are most impacted by community violence. Of
2 the amounts provided in this subsection:

3 (a) \$100,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$600,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for community-based violence
6 prevention and intervention services to individuals identified
7 through the King county shots fired social network analysis. The
8 department must complete an evaluation of the program and provide a
9 report to the governor and the appropriate legislative committees by
10 June 30, 2023.

11 (b) (i) \$450,000 of the general fund—state appropriation for
12 fiscal year 2022 and \$1,800,000 of the general fund—state
13 appropriation for fiscal year 2023 are provided solely for a grant
14 program through the office of firearm safety and violence prevention
15 for evidence-based services to youth who are at high risk to
16 perpetrate gun violence and who reside in areas with high rates of
17 gun violence. Priority shall be given to:

18 (A) One site in Yakima county, one site in south King county, and
19 one site in Tacoma;

20 (B) Sites that partner with the University of Washington public
21 behavioral health & justice policy division to deliver culturally
22 relevant family integrated transition services through use of
23 credible messenger advocates;

24 (C) Sites that partner with the University of Washington
25 Harborview firearm injury and policy research program for social
26 impact evaluation; and

27 (D) Sites that partner an organization focused on evidence-based
28 implementation management identified by the department.

29 (ii) The department must complete an evaluation of the program
30 and provide a report to the governor and the appropriate legislative
31 committees by June 30, 2023.

32 (111) \$250,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$250,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for the department to conduct a
35 study and report to the legislature on city and county implementation
36 of the multifamily housing property tax exemption. The report must:

37 (a) Review whether cities have practices in five areas:

38 (i) Evaluating the financial feasibility and total costs of
39 proposed developments under the exemption;

1 (ii) Monitoring rent, occupancy, and demographics of tenants of
2 exempt housing;

3 (iii) Identifying direct or indirect displacement risks, and
4 changes in income and rent distributions associated with new housing
5 development, and plans and approaches;

6 (iv) Identifying practices that encourage permanent affordable
7 rental opportunities; and

8 (v) Monitoring whether the exemption assists cities in meeting
9 goals under the growth management act;

10 (b) Identify at least five case studies on a range of cities and
11 provide analysis:

12 (i) Comparing the rent in income restricted units to market rate
13 units in the same development and to the surrounding area;

14 (ii) Comparing the anticipated impact on rents and project
15 budgets, and on public benefit under eight-year, 12-year, and 20-year
16 property tax exemption scenarios;

17 (iii) Looking at permanent affordable rentals; and

18 (iv) Evaluating changes in income distribution, rent
19 distribution, commute/location, and displacement risks in areas with
20 exempt housing; and

21 (c) Estimate other state and local tax revenue generated by new
22 housing developments and how it compares to the property tax
23 exemption.

24 (112) \$195,000 of the general fund—state appropriation for fiscal
25 year 2022 is provided solely for a grant to Spokane county for costs
26 related to redistricting activities required by chapter 36.32 RCW.

27 (113) \$130,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$130,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the department to contract
30 with a nonprofit organization to provide tiny homes for veterans.

31 (114) (~~(\$210,000)~~) \$170,000 of the general fund—state
32 appropriation for fiscal year 2022 and (~~(\$90,000)~~) \$130,000 of the
33 general fund—state appropriation for fiscal year 2023 are provided
34 solely for the department to perform an analysis of the property
35 operations and maintenance costs and tenant supportive services costs
36 for affordable housing projects that receive funding from the
37 Washington housing trust fund. The projects to be analyzed must
38 include, but are not limited to, permanent supportive housing and
39 youth housing taking into consideration housing projects that have

1 been in service for a sufficient time that actual costs can be
2 determined. The analysis shall include a categorized overview of the
3 expenses and fund sources related to the maintenance, operations, and
4 supportive services necessary for the affordable housing projects to
5 be successful in housing the intended population, as well as identify
6 other available funding sources for these costs. The analysis must
7 also explore the timing and alignment challenges for pairing
8 operational and supportive services funding with the initial capital
9 investments, and make recommendations relating to any benchmarks that
10 can be established regarding future costs that would impact the
11 operating budget, and about the state's role in planning, support,
12 and oversight to ensure long-term sustainability of these projects.
13 The department may hire a consultant to conduct this study. The
14 department shall report its findings and recommendations to the
15 office of financial management and the appropriate committees of the
16 legislature by December 1, 2022.

17 (115) \$157,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$154,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for implementation of Second
20 Substitute Senate Bill No. 5383 (public telecom services). (~~If the~~
21 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
22 ~~subsection shall lapse.~~)

23 (116) \$1,555,000 of the general fund—state appropriation for
24 fiscal year 2022 (~~is~~) and \$1,592,000 of the general fund—state
25 appropriation for fiscal year 2023 are provided solely for
26 implementation of Engrossed Second Substitute Senate Bill No. 5141
27 (environmental justice task force). (~~If the bill is not enacted by~~
28 ~~June 30, 2021, the amount provided in this subsection shall lapse.~~)

29 (117) \$946,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$921,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for implementation of Second
32 Substitute Senate Bill No. 5368 (rural economic development). (~~If~~
33 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
34 ~~this subsection shall lapse.~~)

35 (118) \$114,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$110,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for implementation of Engrossed
38 Second Substitute Senate Bill No. 5287 (affordable housing

1 incentives). (~~If the bill is not enacted by June 30, 2021, the~~
2 ~~amounts provided in this subsection shall lapse.~~)

3 (119) \$250,000 of the general fund—state appropriation for fiscal
4 year 2022 and (~~(\$250,000)~~) \$1,026,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for
6 implementation of Senate Bill No. 5345 (industrial waste program). Of
7 the amounts provided in this subsection, \$175,000 of the general fund
8 —state appropriation for fiscal year 2022 and (~~(\$175,000)~~) \$951,000
9 of the general fund—state appropriation for fiscal year 2023 are
10 provided solely for grants to local industrial waste symbiosis
11 projects as provided in the bill. (~~If the bill is not enacted by~~
12 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~)

13 (120) (~~(\$1,250,000)~~) \$700,000 of the general fund—state
14 appropriation for fiscal year 2022 and (~~(\$1,250,000)~~) \$1,800,000 of
15 the general fund—state appropriation for fiscal year 2023 are
16 provided solely for implementation of Engrossed Substitute Senate
17 Bill No. 5353 (law enforcement community engagement). Of the amounts
18 provided in this subsection, \$500,000 of the general fund—state
19 appropriation for fiscal year 2022 and \$500,000 of the general fund—
20 state appropriation for fiscal year 2023 are provided solely for
21 grants awarded under this bill. (~~If the bill is not enacted by June~~
22 ~~30, 2021, the amounts provided in this subsection shall lapse.~~)

23 (121) \$66,000 of the general fund—state appropriation for fiscal
24 year 2022 is provided solely for implementation of Second Substitute
25 Senate Bill No. 5183 (nonfatal strangulation). (~~If the bill is not~~
26 ~~enacted by June 30, 2021, the amount provided in this subsection~~
27 ~~shall lapse.~~)

28 (122) \$40,000 of the general fund—state appropriation for fiscal
29 year 2022 is provided solely for implementation of Substitute Senate
30 Bill No. 5126 (climate commitment). (~~If the bill is not enacted by~~
31 ~~June 30, 2021, the amount provided in this subsection shall lapse.~~)

32 (123) \$2,500,000 of the general fund—state appropriation for
33 fiscal year 2022 and \$2,500,000 of the general fund—state
34 appropriation for fiscal year 2023 are provided solely for the
35 department to administer a competitive grant program for grants to
36 community-based programs to provide reentry services for formerly
37 incarcerated persons and supports to facilitate successful
38 transitions to the community. The department must work in
39 collaboration with the statewide reentry council to administer the

1 program. Applicants must provide a project proposal to the department
2 as a part of the application process. Grant awards provided under
3 this subsection may be used for costs including but not limited to
4 housing, case management and navigators, employment services, family
5 reunification, and legal services to respond to collateral impacts of
6 reentry. The department must award at least 30 percent of the funding
7 provided in this subsection to applicants located in rural counties.

8 (124) (~~(\$2,500,000)~~) \$2,000,000 of the general fund—state
9 appropriation for fiscal year 2022 and (~~(\$2,500,000)~~) \$3,000,000 of
10 the general fund—state appropriation for fiscal year 2023 are
11 provided solely for the department to administer grants to diaper
12 banks for the purchase of diapers, wipes, and other essential baby
13 products, for distribution to families in need. The department must
14 give priority to providers serving or located in marginalized, low-
15 income communities or communities of color; and providers that help
16 support racial equity.

17 (125) (a) \$5,000,000 of the coronavirus state fiscal recovery fund
18 —federal appropriation is provided solely for the department to
19 provide grant funds to Clallam county to support the preservation of
20 private marine transportation activities and jobs associated with
21 such activities that have been directly impacted by the closure of
22 the United States-Canada border during the COVID-19 pandemic.

23 (b) To be eligible for a grant from the county under this
24 subsection the business must:

25 (i) Apply for or have applied for the grant from the county;

26 (ii) Have expenses that are necessary to continue business
27 operations and the expense is not a federal, state, or local tax,
28 fee, license, or other government revenue;

29 (iii) Provide documentation to demonstrate that the expense is
30 not funded by any other government or private entity;

31 (iv) Demonstrate the business was actively engaged in business,
32 and as a result of the border closures the business temporarily
33 totally closed operations;

34 (v) Have experienced at least a significant reduction in business
35 income or activity related to United States-Canada border closures;

36 (vi) Agree to operate in accordance with the requirements of
37 applicable federal, state, and local public regulations including
38 health and safety measures;

1 (vii) Demonstrate significant economic contribution of their
2 business to the state and local economy; and

3 (viii) Be a majority United States owned entity operating a
4 United States flag vessel registered and operated under the laws of
5 the United States.

6 (c) Grant funds may be used only for expenses incurred on or
7 after March 1, 2020. Eligible expenses for grant funds include:

8 (i) Upgrading physical workplaces to adhere to new safety or
9 sanitation standards;

10 (ii) Procuring required personal protective supplies for
11 employees and business patrons and clients;

12 (iii) Updating business plans;

13 (iv) Employee costs, including payroll, training, and onboarding;

14 (v) Rent, lease, mortgage, insurance, and utility payments;

15 (vi) Securing inventory, supplies, and services for operations;

16 and

17 (vii) Maintenance and operations costs associated with vessel
18 operations.

19 (d) The county must submit a report to the department by June 30,
20 2022, outlining the use of funds, specific expenditures of the
21 grantees, and revenue and expenses of the grantees including
22 additional government or private funds or grants received.

23 (126) (~~(\$1,656,000)~~) \$1,162,000 of the general fund—state
24 appropriation for fiscal year 2022 and (~~(\$1,615,000)~~) \$2,109,000 of
25 the general fund—state appropriation for fiscal year 2023 are
26 provided solely for the department to publish the guidelines and
27 guidance set forth in (a), (b), and (c) of this subsection. The
28 department shall publish the guidelines and guidance described in
29 (a), (b), and (c) of this subsection no later than June 30, 2023.
30 From amounts provided in this subsection, pursuant to an interagency
31 agreement, the department shall provide funding to the department of
32 ecology, the department of health, the department of fish and
33 wildlife, the department of natural resources, the department of
34 health, and the emergency management division of the military
35 department to fund activities that support the work specified in (a),
36 (b) and (c) of this subsection.

37 (a) The department, in consultation with the department of
38 ecology, the department of health, and the department of
39 transportation, shall publish guidelines that provide a set of
40 actions counties and cities may take, under existing statutory

1 authority, through updates to their comprehensive plans and
2 development regulations that have a demonstrated ability to reduce
3 greenhouse gas emissions in order to achieve the statewide greenhouse
4 gas emissions reductions set forth in RCW 70A.45.020(1), allowing for
5 consideration of the emissions reductions achieved through the
6 adoption of statewide programs. The guidelines must prioritize
7 reductions in communities that have experienced disproportionate harm
8 due to air pollution and may draw upon the most recent health
9 disparities data from the department of health to identify high
10 pollution areas and disproportionately burdened communities.

11 (b) The department, in consultation with the department of
12 transportation, shall publish guidelines that specify a set of
13 actions counties and cities may take through updates to their
14 comprehensive plans and development regulations that have a
15 demonstrated ability to reduce per capita vehicle miles traveled,
16 including measures that are designed to be achievable throughout the
17 state, including in small cities and rural cities.

18 (c) The department shall develop, in collaboration with the
19 department of ecology, the department of fish and wildlife, the
20 department of natural resources, the department of health, and the
21 emergency management division of the military department, as well as
22 any federally recognized tribe who chooses to voluntarily
23 participate, guidance that creates a model climate change and
24 resiliency element that may be used by counties, cities, and
25 multiple-county planning regions for developing and implementing
26 climate change and resiliency plans and policies subject to the
27 following provisions:

28 (i) The model element should provide guidance on identifying,
29 designing, and investing in infrastructure that supports community
30 resilience to climate impacts, including the protection, restoration,
31 and enhancement of natural infrastructure as well as traditional
32 infrastructure and protecting natural areas resilient to climate
33 impacts, as well as areas of vital habitat for safe passage and
34 species migration;

35 (ii) The model element should provide guidance on identifying and
36 addressing natural hazards created or aggravated by climate change,
37 including sea level rise, landslides, flooding, drought, heat, smoke,
38 wildfires, and other effects of reasonably anticipated changes to
39 temperature and precipitation patterns;

1 (iii) The model element must recognize and promote as many
2 cobenefits of climate resilience as possible, such as salmon
3 recovery, ecosystem services, and supporting treaty rights; and

4 (iv) The model element must prioritize actions in communities
5 that will disproportionately suffer from compounding environmental
6 impacts and will be most impacted by natural hazards due to climate
7 change and may draw upon the most recent health disparities data from
8 the department of health to identify disproportionately burdened
9 communities.

10 (d) If the department publishes any subsequent updates to the
11 guidelines published pursuant to (a) or (b) of this subsection, the
12 department shall include in any such update a determination of
13 whether adequate progress has been made toward the statewide
14 greenhouse gas and per capita vehicle miles traveled reduction goals.
15 If adequate progress is not being made, the department must identify
16 in any updates to the guidelines what additional measures cities and
17 counties may take in order to make further progress.

18 (e) The department, in the course of implementing this
19 subsection, shall provide and prioritize options that support housing
20 diversity and that assist counties and cities in meeting greenhouse
21 gas emissions reduction and other requirements established under
22 chapter 70A.45 RCW.

23 (127) \$240,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$95,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for the department to
26 collaborate with the department of children, youth, and families to
27 jointly convene and facilitate a child care collaborative task force
28 to continue the work of the task force created in chapter 368, Laws
29 of 2019 (2SHB 1344) to establish a true cost of quality of child
30 care. The task force shall report its findings and recommendations to
31 the governor and the appropriate committees of the legislature by
32 November 1, 2022.

33 (128) \$10,000,000 of the Washington housing trust account—state
34 appropriation is provided solely for housing that serves people with
35 intellectual and developmental disabilities.

36 (129) \$25,000,000 of the coronavirus state fiscal recovery fund—
37 federal appropriation is provided solely to expand the low-income
38 home energy assistance program. Funds provided in this subsection may
39 be used to provide assistance to individuals applying for assistance

1 with income equal to or less than 300 percent of the federal poverty
2 level.

3 (130) \$25,000,000 of the coronavirus state fiscal recovery fund—
4 federal appropriation is provided solely to expand the low-income
5 home water assistance program. The amount provided in this subsection
6 may be used to provide assistance to individuals applying for
7 assistance with income equal to or less than 300 percent of the
8 federal poverty level.

9 (131) \$50,000,000 of the coronavirus state fiscal recovery fund—
10 federal appropriation is provided solely for grants for public and
11 private water, sewer, electric, and natural gas utilities to address
12 low-income customer arrearages compounded by the COVID-19 pandemic
13 and the related economic downturn that were accrued between March 1,
14 2020, and December 31, 2021.

15 (a) By May 27, 2022, each utility that wishes to participate,
16 must opt-in to the grant program by providing the department the
17 following information:

18 (i) Current arrearage balances for residential customers as of
19 March 31, 2022; and

20 (ii) Available information on arrearage balances of low-income
21 customers, including customers who received assistance from the low-
22 income home energy assistance program, low-income water assistance
23 program, or ratepayer-funded assistance programs between April 1,
24 2020, and March 31, 2022, as of March 31, 2022. If a utility does not
25 have access to information regarding customer participation in these
26 programs, the department must distribute funding to the community
27 action program serving the same service area as the utility instead
28 of the utility.

29 (b) In determining the amount of funding each utility may
30 receive, the department must consider:

31 (i) Each participating utility's proportion of the aggregate
32 amount of arrearages among all participating utilities;

33 (ii) Utility service areas that are situated in locations
34 experiencing disproportionate environmental health disparities;

35 (iii) American community survey poverty data; and

36 (iv) Whether the utility has leveraged other fund sources to
37 reduce customer arrearages.

38 (c) The department may retain up to one percent of the funding
39 provided in this subsection to administer the program.

1 (d) Each utility shall disburse funds directly to customer
2 accounts by December 31, 2022. Funding shall only be distributed to
3 customers that have participated in the low-income home energy
4 assistance program, low-income water assistance program, or
5 ratepayer-funded assistance programs.

6 (e) Utilities may, but are not required to, work with other
7 utilities or use community action agencies to administer these funds
8 following the eligibility criteria for the low-income home energy
9 assistance program and the low-income household water assistance
10 program.

11 (f) By March 1, 2023, each utility who opted into the grant
12 program must report to the department, utilities and transportation
13 commission, and state auditor on how the funds were utilized and how
14 many customers were supported.

15 (g) Utilities may account for and recover in rates administrative
16 costs associated with the disbursement of funds provided in this
17 subsection.

18 (132) \$10,000,000 of the general fund—state appropriation for
19 fiscal year 2023 is provided to the department for grants for
20 updating and implementing comprehensive plans and development
21 regulations in order to implement the requirements of the growth
22 management act.

23 (a) Up to \$500,000 per biennium may be allocated as grant funding
24 to local jurisdictions. Awards must be based on a formula, determined
25 by the department, to ensure that grants are distributed equitably
26 among cities and counties. Grants must be used primarily to fund the
27 review and update requirements for counties and cities required by
28 RCW 36.70A.130. Funding provided on this formula basis shall cover
29 additional county and city costs, if applicable, to implement chapter
30 254, Laws of 2021.

31 (b) Up to \$500,000 per biennium may be allocated toward growth
32 management policy research and development or to assess the ongoing
33 effectiveness of existing growth management policy.

34 (c) Within the amounts not utilized under (a) and (b) of this
35 subsection, the department shall establish a competitive grant
36 program to implement requirements of the growth management act.

37 (d) The department must develop a process for consulting with
38 local governments, affected stakeholders, and the legislature to
39 establish emphasis areas for competitive grant distribution and for

1 research priorities. The department must complete a report on
2 emphasis areas and research priorities by June 30, 2023.

3 (133) \$4,500,000 of the general fund—state appropriation for
4 fiscal year 2022 is provided solely for a grant to the city of
5 Seattle for deposit into the Skagit environmental endowment fund to
6 support the protection of the headwaters of the Skagit river
7 watershed through the acquisition of land, mining, and/or timber
8 rights. This grant must be matched by nonstate sources.

9 (134) \$40,600,000 of the coronavirus state fiscal recovery fund—
10 federal appropriation is provided solely for grants to local
11 jurisdictions, or nonprofit entities within those jurisdictions, that
12 are engaged in a memorandum of understanding with state agencies
13 regarding the reduction of the number of persons residing on public
14 rights of way by transitioning them to permanent housing solutions.
15 Funding may be used to provide outreach, shelter, transportation, and
16 other services needed to assist individuals residing on public rights
17 of way to secure permanent housing.

18 (135) \$125,000,000 of the community reinvestment account—state
19 appropriation is provided solely for community reinvestment grants to
20 eligible entities.

21 (a) Grant funding must be distributed across the following areas:

22 (i) Economic development, which includes addressing wealth
23 disparities to promote asset building such as home ownership and
24 expanding access to financial resources including, but not limited
25 to, grants and loans for small businesses and entrepreneurs,
26 financial literacy training, and other small business training and
27 support activities;

28 (ii) Post conviction relief and case assistance, including the
29 expungement of criminal records and vacation of criminal convictions;

30 (iii) Community-based violence intervention and prevention
31 services; and

32 (iv) Reentry services to facilitate successful transitions for
33 persons formerly incarcerated in an adult correctional facility or
34 juvenile residential facility in Washington.

35 (b) The department is encouraged to distribute funding to the
36 four reinvestment areas described in (a) of this subsection rapidly
37 using existing programs and networks. Any funding not distributed
38 within existing programs and networks must ensure the following:

1 (i) The projects or programs will produce significant long-term
2 economic benefits to the state, a region of the state, or a
3 particular community in the state;

4 (ii) The projects or programs do not require continuing state
5 support;

6 (iii) The investments will result in significant long-term
7 economic benefits in the form of new jobs, job retention, increased
8 personal wealth, or higher incomes for citizens of the state or a
9 particular community in the state;

10 (v) The expenditure will not supplant private investment; and

11 (vi) The expenditure is accompanied by additional public or
12 private investment.

13 (c) Eligible entities may include nonprofit organizations, local
14 businesses, community or neighborhood associations, or collaborations
15 of the same.

16 (d) The distribution of the grants under this subsection (135)
17 must be conducted in collaboration with the governor's office of
18 Indian affairs, the office of equity, and "by and for community
19 organizations" as defined by the department of commerce and the
20 office of equity.

21 (136) \$7,000,000 of the general fund—state appropriation for
22 fiscal year 2023 is provided solely for the department to conduct
23 outreach activities for the working families tax exemption
24 established in RCW 82.08.0206 and the federal earned income tax
25 credit. The legislature intends for this expenditure to be one-time.
26 Of the amounts provided in this subsection:

27 (a) \$4,800,000 of the general fund—state appropriation for fiscal
28 year 2023 is provided solely for grants to community-based
29 organizations to conduct outreach activities and application
30 assistance for individuals eligible for the working families tax
31 exemption. In awarding the funds, the department must award grants to
32 at least two community-based organizations in each county. Of the
33 amounts provided in this subsection (a), 25 percent must be used for
34 outreach activities serving tribal and urban Indian communities,
35 communities of color, and households in rural areas.

36 (b) \$2,000,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for grants to community-based
38 organizations to conduct outreach activities and application
39 assistance for individuals eligible for the working families tax

1 exemption who file or may be eligible to file using a valid
2 individual taxpayer identification number. Grant recipients may also
3 use grant funds to assist individuals in obtaining valid individual
4 tax identification numbers.

5 (c) \$200,000 of the general fund—state appropriation for fiscal
6 year 2023 is provided solely for the department to provide oversight,
7 technical assistance, and training for grant recipients; conduct
8 language access activities; create a statewide outreach plan; and for
9 other administrative costs.

10 (137) \$4,092,000 of the general fund—state appropriation for
11 fiscal year 2023 is provided solely for implementation of Senate Bill
12 No. 5566 (independent youth housing). If the bill is not enacted by
13 June 30, 2022, the amount provided in this subsection shall lapse.

14 (138) \$7,300,000 of the general fund—state appropriation for
15 fiscal year 2023 is provided solely to increase funding for the
16 community services block grant program. Distribution of these funds
17 to community action agencies shall prioritize racial equity and
18 undoing inequity from historic underinvestment in Black, indigenous,
19 and people of color and rural communities.

20 (139) \$1,124,000 of the general fund—state appropriation for
21 fiscal year 2023 is provided solely for a grant to expand health care
22 access points with increased services from Tubman center for health
23 and freedom to address disparate health outcomes of Black
24 Washingtonians.

25 (140) \$3,335,000 of the general fund—state appropriation for
26 fiscal year 2022 and \$2,223,000 of the general fund—state
27 appropriation for fiscal year 2023 are provided solely for a grant to
28 Snohomish county to stabilize newly arriving Afghan refugees.

29 (141) \$300,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$300,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for a grant to a peer-led
32 community and hospitality space located in south King county to
33 expand services for women engaging in the sex trade.

34 (142) \$125,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$125,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for a grant to a nonprofit
37 organization to develop a K-12 school building ventilation technical
38 assistance, outreach, and education program. The grant recipient must
39 be located in a city with a population of more than 700,000 and must

1 have experience administering a statewide technical assistance,
2 outreach, and education program for building operators.

3 (143) \$500,000 of the general fund—state appropriation for fiscal
4 year 2022 is provided solely for a grant to a Tacoma-based nonprofit
5 dental clinic with a location in unincorporated Pierce county to
6 continue to provide dental services to low-income youth.

7 (144) \$92,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$93,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for a grant to a nonprofit
10 organization within the city of Tacoma for social services and
11 educational programming to assist Latinx, Spanish speaking, and
12 indigenous communities in addressing domestic violence. Funding can
13 be used to provide client advocacy as well as safe housing, costs of
14 appropriate expenses during the course of trauma, and overcoming
15 barriers to social, political, racial, economic, and cultural
16 community development.

17 (145) \$120,000 of the general fund—state appropriation for fiscal
18 year 2023 is provided solely for a grant to a nonprofit resource
19 center in King county that provides sexual assault advocacy services,
20 therapy services, and prevention and outreach to begin a three-year,
21 multigrade sexual violence prevention program in the Renton school
22 district.

23 (146) \$350,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$150,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for a grant to a Tacoma-based
26 nonprofit multicultural center to support the operations of food bank
27 networks and to be reimbursed for equipment purchased for
28 preventative maintenance on food bank network buildings.

29 (147) \$3,000,000 of the general fund—state appropriation for
30 fiscal year 2023 is provided solely for a grant to a statewide
31 nonprofit organization whose sole purpose is to provide grants,
32 training and capacity building, networking and resource coordination,
33 and technical assistance to nonprofit microenterprise development
34 organizations in Washington state that support small businesses.

35 (148) \$500,000 of the general fund—state appropriation for fiscal
36 year 2022 is provided solely for a grant to a Kent-based, community-
37 based nonprofit organization that serves culturally and
38 linguistically diverse families of persons with developmental and
39 intellectual disabilities for predevelopment funds to accelerate the

1 production of new affordable housing and a multicultural community
2 center.

3 (149) \$400,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for a grant to a Tacoma-based business
5 center that supports women and minority-owned businesses to expand
6 outreach in underserved communities, providing targeted assistance
7 where needed. Funding may also be used to collaborate the department,
8 the Washington economic development association, and others to
9 develop a more effective and efficient service delivery system for
10 Washington's women and minority-owned small businesses.

11 (150) \$1,000,000 of the general fund—state appropriation for
12 fiscal year 2023 is provided solely for a grant to a business center
13 that provides confidential, no-cost, one-on-one, client-centered
14 assistance to small businesses to expand outreach in underserved
15 communities, especially Black, indigenous, and people of color-owned
16 businesses, providing targeted assistance where needed. Funding may
17 also be used to collaborate the department, the Washington economic
18 development association, and others to develop a more effective and
19 efficient service delivery system for Washington's women and
20 minority-owned small businesses.

21 (151) \$200,000 of the general fund—state appropriation for fiscal
22 year 2023 is provided solely for the office of homeless youth
23 prevention and protection programs to colead a prevention work group
24 with the department of children, youth, and families. The work group
25 must focus on preventing youth and young adult homelessness and other
26 related negative outcomes. The work group shall consist of members
27 representing the department of social and health services, the
28 employment security department, the health care authority, the office
29 of the superintendent of public instruction, the Washington student
30 achievement council, the interagency work group on homelessness,
31 community-based organizations, and young people and families with
32 lived experience of housing instability, child welfare involvement,
33 justice system involvement, or inpatient behavioral health
34 involvement.

35 (a) The work group shall help guide implementation of:

36 (i) The state's strategic plan on prevention of youth
37 homelessness;

38 (ii) Chapter 157, Laws of 2018 (SSB 6560);

39 (iii) Chapter 312, Laws of 2019 (E2SSB 5290);

1 (iv) Efforts to reform family reconciliation services; and
2 (v) Other state initiatives addressing the prevention of youth
3 homelessness.

4 (b) The office of homeless youth prevention and protection
5 programs must use the amounts provided in this subsection to contract
6 with a community-based organization to support the involvement with
7 the work group of young people and families with lived experience of
8 housing instability, child welfare involvement, justice system
9 involvement, or inpatient behavioral health involvement. The
10 community-based organization must serve and be substantially governed
11 by marginalized populations. The amounts provided in this subsection
12 must supplement private funding to support the work group.

13 (152) \$2,000,000 of the general fund—state appropriation for
14 fiscal year 2023 is provided solely for a grant to a maritime
15 education nonprofit that will support outreach, recruitment, and
16 maritime educational experiences at the new maritime high school in
17 the highline public school district including developing mentorship
18 and internship programs. Funds may be used to support the school's
19 growth to full enrollment of 400 students, to pursue enrollment that
20 reflects the diversity of the district, to aid recruitment activities
21 that will include partnering with regional middle schools including
22 hands-on learning experiences on vessels, and to support curriculum
23 that gives students STEM skills and pathways to maritime careers,
24 including in the sciences, vessel operations and design, and marine
25 construction.

26 (153) \$200,000 of the general fund—state appropriation for fiscal
27 year 2023 is provided solely to strengthen capacity of the keep
28 Washington working act work group established in RCW 43.330.510.

29 (154) \$250,000 of the general fund—state appropriation for fiscal
30 year 2022 is provided solely for the transportation demand management
31 program at the canyon park subarea in the city of Bothell.

32 (155) \$300,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely for the department to report how the
34 department will collect demographic and geographic information from
35 organizations who receive direct or indirect grants from the
36 department.

37 (a) The department may contract to complete the report. The
38 department must collaborate with the one Washington enterprise
39 resource planning team to determine what demographic and geographic

1 data elements would be consistent with data elements in the extended
2 financials and procurement phase of one Washington.

3 (b) The report must also include accurate cost and time estimates
4 needed to collect the demographic and geographic information from
5 department grantees and their subgrantees. The department must
6 consult with the work group established in section 116(13) of this
7 act to ensure that demographic tracking information can be used to
8 help create an accurate definition of "by and for organizations." The
9 department must report to the legislature by June 30, 2023. The
10 report must include, but is not limited to, the following
11 information:

12 (i) The cost and time required for the department to revise
13 current grant agreements to collect demographic and geographic data;

14 (ii) The cost and time required for the department to incorporate
15 the collection of demographic and geographic data into future grant
16 agreements;

17 (iii) The cost and time required for the department to align
18 demographic and geographic data points to the one Washington program
19 to serve as a data collection system and repository of demographic
20 and geographic data on all department grant agreements;

21 (iv) In addition to the one Washington program, an analysis of
22 other information technology systems that can serve as a unified
23 single data collection system and repository for demographic and
24 geographic data on all department grant agreements. This analysis
25 should compare and contrast the efficiency and effectiveness of each
26 system with the capabilities, cost, and timeliness of using the one
27 Washington program for this purpose; and

28 (v) Recommendations on grants that should be excluded from the
29 responsibility to collect demographic and geographic data.

30 (156) \$88,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely for a grant to a Seattle-based nonprofit
32 that teaches math using hands-on learning experiences and
33 collaborates with community partners to create equity-based,
34 culturally relevant math education opportunities.

35 (157) \$35,000,000 of the coronavirus state fiscal recovery fund—
36 federal appropriation is provided solely for the department to
37 provide a grant to a public facility district created under chapter
38 36.100 RCW that can document losses of more than \$200,000,000 in
39 cumulative anticipated tax, event, and marketing revenues in 2020,
40 2021, and 2022, including lost revenue due to cancellations or a

1 reduction of participants in conventions that would have been hosted
2 in Washington state, less grants or loans from federal and state
3 government programs. Eligible public facilities districts may receive
4 a maximum \$35,000,000 grant. Public facility districts must provide
5 the department with financial records that document the lost revenue
6 to be eligible to receive a grant.

7 (158) \$7,500,000 of the coronavirus state fiscal recovery fund—
8 federal appropriation is provided solely to increase existing grantee
9 contracts providing rental or housing subsidy and services for
10 eligible tenants in housing and homeless programs. The department
11 will work with stakeholders and grantees to increase current
12 contracts and distribute funds to account for increases in housing
13 and services costs across the state.

14 (159) \$1,000,000 of the general fund—state appropriation for
15 fiscal year 2023 is provided solely for a program to build capacity
16 and promote the development of nonprofit community land trust
17 organizations in the state. Funds shall be granted by the department
18 to one or more nonprofit organizations with technical expertise on
19 community land trusts. These funds shall be used to provide technical
20 assistance and training to help community land trusts increase the
21 production of affordable housing.

22 (160) \$15,000,000 of the coronavirus state fiscal recovery fund—
23 federal appropriation is provided solely for a grant program to
24 reimburse lodging establishments that have experienced losses during
25 the state's eviction moratorium pursuant to the governor's
26 proclamations. The department must work with impacted lodging
27 establishments to develop criteria for the administration of this
28 grant program. The department will verify actual eligible losses to
29 be reimbursed. Actual eligible losses include room charges not paid
30 by persons who stayed during the moratorium, any legal expenses
31 incurred by lodging establishments as a result of the moratorium, and
32 any repair expenses directly attributed to damages to rooms. For the
33 purposes of this subsection (160), "lodging establishment" means a
34 hotel, motel, or similar establishment taxable by the state under
35 chapter 82.08 RCW that has 40 or more lodging units.

36 (161) (a) \$200,000 of the general fund—state appropriation for
37 fiscal year 2023 is provided solely for the department to conduct a
38 cost-benefit analysis on the use of agrivoltaic and green roof
39 systems on projected new buildings with a floor area of 10,000 square

1 feet or larger to be developed over the next 20 years in communities
2 of 50,000 or greater. The department shall consult with the
3 department of ecology, private sector representatives, and an
4 organization that has experience conducting cost-benefit analyses on
5 green roofing. The cost-benefit analysis must include:

6 (i) The impact of widespread green and agrivoltaic roof
7 installation on stormwater runoff and water treatment facilities in
8 communities with a population of greater than 50,000;

9 (ii) Potential water quality and peak flow benefits of widespread
10 green and agrivoltaic roof installation;

11 (iii) Public health impacts;

12 (iv) Air quality impacts;

13 (v) Reductions in fossil fuel use for buildings with agrivoltaic
14 systems;

15 (vi) Energy efficiency of buildings with agrivoltaic systems;

16 (vii) Job creation; and

17 (viii) Agrivoltaic installation and maintenance costs.

18 (b) The department shall submit the report to the energy policy
19 and fiscal committees of the legislature by June 30, 2023, that
20 includes, but is not limited to:

21 (i) The results of the cost-benefit analysis in (a) of this
22 subsection;

23 (ii) Recommendations on how agrivoltaic and green roofs can be
24 integrated into new and existing building code requirements related
25 to stormwater codes, energy codes, and the transition away from
26 natural gas;

27 (iii) An examination of existing programs at the city and county
28 level in Washington state;

29 (iv) A description of the policy components and framework for
30 green and agrivoltaic roof policies and related incentive programs;
31 and

32 (v) Incentive recommendations for building owners who cover more
33 than 50 percent of the roof surface with a green or agrivoltaic roof.

34 (162) \$300,000 of the general fund—state appropriation for fiscal
35 year 2023 is provided solely for a grant to a community-based
36 organization in Whatcom county for a program that connects local food
37 producers with retail and wholesale consumers.

38 (163) \$60,000 of the general fund—state appropriation for fiscal
39 year 2023 is provided solely for a grant to Yakima county to contract

1 with a Yakima-based nonprofit organization to complete the planning
2 and development of a community wildfire protection plan.

3 (164) \$300,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for implementation of Second Substitute
5 Senate Bill No. 5241 (economic inclusion). If the bill is not enacted
6 by June 30, 2022, the amount provided in this subsection shall lapse.

7 (165) \$3,500,000 of the growth management planning and
8 environmental review account—state appropriation is provided solely
9 for implementation of Senate Bill No. 5312 (transit-oriented
10 development). If the bill is not enacted by June 30, 2022, the amount
11 provided in this subsection shall lapse.

12 (166) \$1,091,000 of the general fund—state appropriation for
13 fiscal year 2023 is provided solely for implementation of Substitute
14 Senate Bill No. 5910 (hydrogen). If the bill is not enacted by June
15 30, 2022, the amount provided in this subsection shall lapse.

16 (167) \$1,400,000 of the general fund—state appropriation for
17 fiscal year 2023 is provided solely for a grant to a Seattle-based
18 nonprofit organization to provide technical assistance to local
19 governments to ensure that they are appropriately applying current
20 laws and guidelines to ensure a fair, predictable public works
21 bidding process and to provide bid preparation technical assistance
22 to small businesses.

23 (168) \$1,637,000 of the general fund—state appropriation for
24 fiscal year 2023 is provided solely for implementation of Substitute
25 Senate Bill No. 5722 (greenhouse gases/buildings). If the bill is not
26 enacted by June 30, 2022, the amount provided in this subsection
27 shall lapse.

28 (169) \$5,000,000 of the coronavirus state fiscal recovery fund—
29 federal appropriation is provided solely for a grant program to
30 assist businesses registered with the department of revenue under RCW
31 82.32.030 that are dependent on the economic activity created through
32 conventions hosted in Washington state to maintain their operations.

33 (a) To be eligible for a grant under this subsection, the
34 business must:

35 (i) Apply for or have applied for the grant;

36 (ii) Have reported annual gross receipts of \$100,000,000 or less
37 to the department of revenue for calendar year 2019;

1 (iii) Have expenses that are necessary to continue business
2 operations and the expense is not a federal, state, or local tax,
3 fee, license, or other government revenue;

4 (iv) Self-attest that the expense is not funded by any other
5 government or private entity;

6 (v) Have experienced a reduction in business income or activity
7 related to COVID-19 or state or local actions in response to
8 COVID-19;

9 (vi) Have met one or more of the following criteria:

10 (A) Hosted a convention in Washington;

11 (B) Have a business that provided support services to conventions
12 in Washington; or

13 (C) Have a business that depends on the function of conventions
14 to sell goods and services in Washington state; and

15 (vii) Agree to operate in accordance with the requirements of
16 applicable federal, state, and local public health guidance and
17 directives.

18 (b) The grant award shall equal the loss in revenue between 2019
19 and 2021 due to a cancellation or a reduction of participants in a
20 convention hosted in Washington state in 2020 or 2021, less grants or
21 loans from federal and state government programs, and may not exceed
22 \$500,000.

23 (c) Eligible participants must provide the department of commerce
24 with:

25 (i) Financial records from 2019 that can provide a basis for
26 revenue received from convention activity in Washington state prior
27 to the COVID-19 outbreak; and

28 (ii) Financial records from 2020 and 2021 that show a reduction
29 in gross revenue received from convention activity in Washington
30 state during the COVID-19 outbreak.

31 (d) If a business received one or more working Washington small
32 business grants, the grant awarded under this subsection must be
33 reduced to reflect the amounts received from previous working
34 Washington small business grants.

35 (170) \$8,500,000 of the coronavirus state fiscal recovery fund—
36 federal appropriation is provided solely to build a mapping and
37 forecasting tool that provides locations and information on charging
38 and refueling infrastructure as required in chapter 300, Laws of
39 2021. The department shall collaborate with the interagency electric
40 vehicle coordinating council established in Engrossed Substitute

1 Senate Bill No. 5974 (transportation resources) when developing the
2 tool and must work to meet benchmarks established in Engrossed
3 Substitute Senate Bill No. 5974 (transportation resources).

4 (171) \$69,500,000 of the coronavirus state fiscal recovery fund—
5 federal appropriation is provided solely for a grant program for the
6 development of electric vehicle charging infrastructure in rural
7 areas, office buildings, multifamily housing, ports, schools and
8 school districts, and state and local government offices.

9 (a) Grants in this subsection are provided solely for projects
10 that provide a benefit to the public through development,
11 demonstration, and deployment of clean energy technologies that save
12 energy and reduce energy costs, reduce harmful air emissions, or
13 increase energy independence for the state.

14 (b) Projects that receive funds under this subsection must be
15 implemented by local governments, federally recognized tribal
16 governments, or by public and private electrical utilities that serve
17 retail customers in the state. Grant funding must be used for level 2
18 or higher charging infrastructure.

19 (c) The department must give preference to projects that provide
20 level 3 or higher charging infrastructure.

21 (d) The department of commerce must coordinate with other
22 electrification programs, including projects the department of
23 transportation is developing, to determine the most effective
24 distribution of the systems. The department must also collaborate
25 with the interagency electric vehicle coordinating council
26 established in Engrossed Substitute Senate Bill No. 5974
27 (transportation resources) to implement this subsection and must work
28 to meet benchmarks established in Engrossed Substitute Senate Bill
29 No. 5974 (transportation resources).

30 (172) \$75,000,000 of the coronavirus state fiscal recovery fund—
31 federal appropriation is provided solely for grants to increase solar
32 deployment and installation of battery storage in community buildings
33 to enhance grid resiliency and provide backup power for critical
34 needs, such as plug load and refrigeration for medication, during
35 outages. Eligible uses of the amounts provided in this subsection
36 include, but are not limited to, planning and predevelopment work
37 with vulnerable, highly impacted, and rural communities. For the
38 purposes of this subsection "community buildings" means K-12 schools,
39 community colleges, community centers, recreation centers, libraries,

1 tribal buildings, government buildings, and other publicly owned
2 infrastructure.

3 (173) \$20,000,000 of the coronavirus state fiscal recovery fund—
4 federal appropriation is provided solely for a grant program to
5 provide solar and battery storage community solar projects for public
6 assistance organizations serving low-income communities.

7 (a) Grants are not to exceed \$20,000 per community solar project
8 and are not to exceed 100 percent of the cost of the project, taking
9 into account any federal tax credits or other federal or nonfederal
10 grants or incentives that the program is benefiting from.

11 (b) Priority must be given to projects sited on "preferred sites"
12 such as rooftops, structures, existing impervious surfaces,
13 landfills, brownfields, previously developed sites, irrigation canals
14 and ponds, stormwater collection ponds, industrial areas, dual-use
15 solar projects that ensure ongoing agricultural operations, and other
16 sites that do not displace critical habitat or productive farmland.

17 (c) For the purposes of this subsection "low-income" has the same
18 meaning as provided in RCW 19.405.020 and "community solar project"
19 means a solar energy system that: Has a direct current nameplate
20 capacity that is greater than 12 kilowatts but no greater than 199
21 kilowatts; and has, at minimum, either two subscribers or one low-
22 income service provider subscriber.

23 (174) \$20,000,000 of the coronavirus state fiscal recovery fund—
24 federal appropriation is provided solely for additional working
25 Washington grants to eligible businesses and nonprofit organizations
26 under subsection (86)(i) of this section.

27 (175) \$200,000 of the general fund—state appropriation for fiscal
28 year 2023 is provided solely for implementation of Engrossed
29 Substitute Senate Bill No. 5758 (condominium conversions). If the
30 bill is not enacted by June 30, 2022, the amount provided in this
31 subsection shall lapse.

32 (176) \$217,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely for implementation of Senate Bill No.
34 5825 (rental and vacant property registration). If the bill is not
35 enacted by June 30, 2022, the amount provided in this subsection
36 shall lapse.

37 (177) \$404,000 of the general fund—state appropriation for fiscal
38 year 2023 is provided solely for implementation of Engrossed Second
39 Substitute Senate Bill No. 5803 (wildfires/electric utilities). If

1 the bill is not enacted by June 30, 2022, the amount provided in this
2 subsection shall lapse.

3 (178) \$87,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for implementation of Substitute Senate
5 Bill No. 5760 (motion picture program). If the bill is not enacted by
6 June 30, 2022, the amount provided in this subsection shall lapse.

7 (179) \$10,759,000 of the general fund—state appropriation for
8 fiscal year 2023 is provided solely for implementation of Substitute
9 Senate Bill No. 5964 (local permit review process) and includes
10 funding for the implementation of a digital permitting process work
11 group. If the bill is not enacted by June 30, 2022, the amount
12 provided in this subsection shall lapse. Of the amount provided in
13 this subsection:

14 (a) \$5,000,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for a consolidated permit review grant
16 program; and

17 (b) \$5,000,000 of the general fund—state appropriation for fiscal
18 year 2023 is provided solely for a grant program for local
19 governments to update their permit review process from paper filing
20 systems to software systems capable of processing digital permit
21 applications, virtual inspections, electronic reviews, and capacity
22 for video storage.

23 (180) \$1,054,000 of the coronavirus state fiscal recovery fund—
24 federal appropriation is provided solely for implementation of
25 Engrossed Substitute Senate Bill No. 5974 (transportation resources).
26 If the bill is not enacted by June 30, 2022, the amount provided in
27 this subsection shall lapse.

28 (181) \$1,191,000 of the dedicated marijuana account—state
29 appropriation for fiscal year 2023 is provided solely for
30 implementation of Engrossed Second Substitute Senate Bill No. 5796
31 (cannabis revenue). If the bill is not enacted by June 30, 2022, the
32 amount provided in this subsection shall lapse.

33 (182) \$200,000 of the coronavirus state fiscal recovery fund—
34 federal appropriation is provided solely for a grant to a Tacoma-
35 based automotive museum as businesses assistance to address COVID-19
36 pandemic impacts to revenues from decreased attendance and loss of
37 other revenue generating opportunities.

38 (183) \$15,729,000 of the general fund—state appropriation for
39 fiscal year 2023 and \$11,271,000 of the coronavirus state fiscal

1 recovery fund—federal appropriation are provided solely for the
2 landlord mitigation program created in RCW 43.31.605(1).

3 (184) \$500,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for the developmental disabilities
5 council to partner with racially diverse communities across the state
6 to facilitate the development and implementation of recommendations
7 on ways to reduce barriers and access for individuals with
8 disabilities from immigrant communities, communities of color, and
9 other underserved communities and to build the capacity of the
10 Northstar coalition. No later than June 30, 2023, the developmental
11 disabilities council, in collaboration with the office of equity,
12 interested stakeholders, and intellectually and developmentally
13 disabled individuals and their families, shall prepare a racial
14 equity plan for ongoing policy development within the service
15 delivery system of the developmental disabilities administration.

16 (185) \$3,000,000 of the general fund—state appropriation for
17 fiscal year 2023 is provided solely for housing assistance for
18 victims of human trafficking. The department must allocate funding
19 through contracts with service providers that have current contracts
20 with the office of crime victims advocacy to provide services for
21 victims of human trafficking. A provider must use at least 80 percent
22 of contracted funds for rental payments to landlords and the
23 remainder for other program operation costs, including services
24 addressing barriers to acquiring housing that are common for victims
25 of human trafficking.

26 (186) \$63,000 of the general fund—state appropriation for fiscal
27 year 2023 is provided solely for implementation of Engrossed
28 Substitute Senate Bill No. 5544 (blockchain work group).

29 **Sec. 128.** 2021 c 334 s 130 (uncodified) is amended to read as
30 follows:

31 **FOR THE ECONOMIC AND REVENUE FORECAST COUNCIL**

32	General Fund—State Appropriation (FY 2022)	(\$903,000)
33		<u>\$907,000</u>
34	General Fund—State Appropriation (FY 2023)	(\$964,000)
35		<u>\$998,000</u>
36	Lottery Administrative Account—State Appropriation	\$50,000
37	TOTAL APPROPRIATION	(\$1,917,000)
38		<u>\$1,955,000</u>

1 **Sec. 129.** 2021 c 334 s 131 (uncodified) is amended to read as
2 follows:

3 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

4	General Fund—State Appropriation (FY 2022)	((\$16,022,000))
5		<u>\$15,934,000</u>
6	General Fund—State Appropriation (FY 2023)	((\$15,819,000))
7		<u>\$20,180,000</u>
8	General Fund—Federal Appropriation	((\$32,507,000))
9		<u>\$33,470,000</u>
10	General Fund—Private/Local Appropriation	\$531,000
11	Economic Development Strategic Reserve Account—State	
12	Appropriation	((\$329,000))
13		<u>\$333,000</u>
14	Workforce Education Investment Account—State	
15	Appropriation	\$100,000
16	Personnel Service Account—State Appropriation	((\$23,431,000))
17		<u>\$18,058,000</u>
18	Higher Education Personnel Services Account—State	
19	Appropriation	\$1,497,000
20	Statewide Information Technology System	
21	Development ((Maintenance and Operations))	
22	Revolving Account—State Appropriation	((\$102,037,000))
23		<u>\$97,509,000</u>
24	Office of Financial Management Central Service	
25	Account—State Appropriation	((\$21,945,000))
26		<u>\$22,958,000</u>
27	<u>Statewide Information Technology System Maintenance</u>	
28	<u> and Operations Revolving Account—State</u>	
29	<u> Appropriation</u>	<u>\$4,609,000</u>
30	Performance Audits of Government Account—State	
31	Appropriation	((\$672,000))
32		<u>\$695,000</u>
33	Coronavirus State Fiscal Recovery Fund—Federal	
34	Appropriation	((\$1,560,000))
35		<u>\$1,607,000</u>
36	<u>Thurston County Capital Facilities Account—State</u>	
37	<u> Appropriation</u>	<u>\$208,000</u>
38	TOTAL APPROPRIATION	((\$216,450,000))
39		<u>\$217,689,000</u>

1 The appropriations in this section are subject to the following
2 conditions and limitations:

3 (1) (a) The student achievement council and all institutions of
4 higher education as defined in RCW 28B.92.030 and eligible for state
5 financial aid programs under chapters 28B.92 and 28B.118 RCW shall
6 ensure that data needed to analyze and evaluate the effectiveness of
7 state financial aid programs are promptly transmitted to the
8 education data center so that it is available and easily accessible.
9 The data to be reported must include but not be limited to:

10 (i) The number of Washington college grant and college bound
11 recipients;

12 (ii) Persistence and completion rates of Washington college grant
13 recipients and college bound recipients, disaggregated by institution
14 of higher education;

15 (iii) Washington college grant recipients grade point averages;
16 and

17 (iv) Washington college grant and college bound scholarship
18 program costs.

19 (b) The student achievement council shall submit student unit
20 record data for state financial aid program applicants and recipients
21 to the education data center.

22 (2) \$100,000 of the workforce education investment account—state
23 appropriation is provided solely to the office of financial
24 management to implement career connected learning.

25 (3) (a) (~~(\$102,037,000)~~) \$97,428,000 of the information technology
26 system development revolving account—state appropriation, \$4,609,000
27 of the information technology system maintenance and operations
28 revolving account—state appropriation, \$162,000 of the personnel
29 services account—state appropriation, and \$162,000 of the office of
30 financial management central services account—state appropriation are
31 provided solely for the one Washington enterprise resource planning
32 statewide program. Of this amount:

33 (i) \$7,756,000 of the information technology system development
34 revolving account—state appropriation is provided solely for an
35 organizational change management pool to pay for phase 1A (agency
36 financial reporting system replacement—core financials) state agency
37 organizational change management resources. The office of financial
38 management will manage the pool, authorize funds, and track costs by
39 agency by fiscal month;

1 (ii) \$22,000,000 of the information technology system development
2 revolving account—state appropriation is provided solely for a
3 technology pool to pay for phase 1A (agency financial reporting
4 system replacement—core financials) state agency costs due to work
5 associated with impacted financial systems and interfaces. The office
6 of financial management will manage the pool, authorize funds, and
7 track costs by agency by fiscal month;

8 (iii) \$1,326,000 of the information technology system development
9 revolving account—state appropriation is provided solely for three
10 dedicated information technology consultant staff to be contracted
11 from the office of the chief information officer. These staff will
12 work with state agencies to ensure preparation and timely
13 decommission of information technology systems that will no longer be
14 necessary post implementation of phase 1A (agency financial reporting
15 system replacement—core financials);

16 (iv) \$4,609,000 of the information technology system
17 (~~development~~) maintenance and operations revolving account—state
18 appropriation is provided solely for maintenance and operations costs
19 for phase 1A (agency financial reporting system replacement—core
20 financials), which will begin in fiscal year 2023;

21 (v) \$9,153,000 of the information technology system development
22 revolving account—state appropriation is provided solely for phase 1B
23 (procurement and extended financials) in fiscal year (~~2022~~) 2023;

24 (vi) \$162,000 of the personnel services account—state
25 appropriation is provided solely for a dedicated staff for phase 2
26 (human resources) coordination; and

27 (vii) \$162,000 of the office of financial management central
28 services account—state appropriation is provided solely for a
29 dedicated staff for phase 3 (budget) coordination.

30 (b) Beginning July 1, 2021, the office of financial management
31 shall provide written quarterly reports, within 30 calendar days of
32 the end of each fiscal quarter, to legislative fiscal committees and
33 the legislative evaluation and accountability program committee to
34 include how funding was spent compared to the budget spending plan
35 for the prior quarter by fiscal month and what the ensuing quarter
36 budget will be by fiscal month. All reporting must be separated by
37 phase of one Washington subprojects. The written report must also
38 include:

1 (i) A list of quantifiable deliverables accomplished and the
2 associated expenditures by each deliverable by fiscal month;

3 (ii) A report on the contract full time equivalent charged
4 compared to the budget spending plan by month for each contracted
5 vendor and what the ensuing contract equivalent budget spending plan
6 assumes by fiscal month;

7 (iii) A report identifying each state agency that applied for and
8 received organizational change management pool resources, the
9 staffing equivalent used, and the cost by fiscal month by agency
10 compared to budget spending plan;

11 (iv) A report identifying each state agency that applied for and
12 received technology pool resources, the staffing equivalent used, and
13 the cost by fiscal month by agency compared to the budget spending
14 plan;

15 (v) A report on budget spending plan by fiscal month by phase
16 compared to actual spending by fiscal month; and

17 (vi) A report on current financial office performance metrics
18 that at least 10 state agencies use, to include the monthly
19 performance data, starting July 1, 2021.

20 (c) Prior to spending any funds, the director of financial
21 management must agree to the spending and sign off on the spending.

22 (d) This subsection is subject to the conditions, limitations,
23 and review requirements of section 701 of this act.

24 (4) \$250,000 of the office of financial management central
25 services account—state appropriation is provided solely for a
26 dedicated information technology budget staff for the work associated
27 with statewide information technology projects that are under the
28 oversight of the office of the chief information officer. The staff
29 will be responsible for providing a monthly financial report after
30 each fiscal month close to fiscal staff of the senate ways and means
31 and house appropriations committees to reflect at least:

32 (a) Fund balance of the information technology pool account after
33 each fiscal month close;

34 (b) Amount by information technology project, differentiated if
35 in the technology pool or the agency budget, of what funding has been
36 approved to date and for the last fiscal month;

37 (c) Amount by agency of what funding has been approved to date
38 and for the last fiscal month;

39 (d) Total amount approved to date, differentiated if in the
40 technology pool or the agency budget, and for the last fiscal month;

1 (e) A projection for the information technology pool account by
2 fiscal month through the 2021-2023 fiscal biennium close, and a
3 calculation spent to date as a percentage of the total appropriation;

4 (f) A projection of each information technology project spending
5 compared to budget spending plan by fiscal month through the
6 2021-2023 fiscal biennium, and a calculation of amount spent to date
7 as a percentage of total project cost; and

8 (g) A list of agencies and projects that have not yet applied for
9 nor been approved for funding by the office of financial management.

10 (5) (~~(\$12,741,000)~~) \$6,741,000 of the personnel service account—
11 state appropriation is provided solely for administration of orca
12 pass benefits included in the 2021-2023 collective bargaining
13 agreements and provided to nonrepresented employees. The office of
14 financial management must bill each agency for that agency's
15 proportionate share of the cost of orca passes. The payment from each
16 agency must be deposited into the personnel service account and used
17 to purchase orca passes. The office of financial management may
18 consult with the Washington state department of transportation in the
19 administration of these benefits.

20 (6) Within existing resources, the labor relations section shall
21 produce a report annually on workforce data and trends for the
22 previous fiscal year. At a minimum, the report must include a
23 workforce profile; information on employee compensation, including
24 salaries and cost of overtime; and information on retention,
25 including average length of service and workforce turnover.

26 (7) (a) The office of financial management statewide leased
27 facilities oversight team must identify opportunities to reduce
28 statewide leased facility space given the change in business
29 practices since 2020 whereby many state employees were mostly working
30 remotely and may continue to do so going forward, or at least more
31 state employees are anticipated to work remotely than in calendar
32 year 2019.

33 (b) The office of financial management will work to identify
34 opportunities for downsizing office space and increased collocation
35 by state agencies, especially for any leases that will be up for
36 renewal effective July 1, 2022, through June 30, 2024.

37 (c) The office of financial management must, in collaboration
38 with the department of enterprise services, identify and make
39 recommendations on reduction in leased office space by agency for
40 fiscal years 2024 and 2025. The analysis must include detailed

1 information on any reduced costs, such as lease contract costs, and
2 include at least:

- 3 (i) Agency name;
- 4 (ii) Lease contract number and term (start and end date);
- 5 (iii) Contract amount by fiscal year; and
- 6 (iv) Current and future projected collocated agency tenants.

7 (d) The office of financial management must submit a report
8 responsive to (a), (b), and (c) of this subsection to fiscal and
9 appropriate policy committees of the legislature by June 30, 2022.

10 (8) \$105,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$68,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for implementation of Engrossed
13 Second Substitute Senate Bill No. 5163 (conditionally released
14 sexually violent predators). ~~((If the bill is not enacted by June 30,~~
15 ~~2021, the amounts provided in this subsection shall lapse.))~~

16 (9) \$79,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$79,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for staffing for the sentencing
19 guidelines commission.

20 ~~(10) ((\$90,000 of the general fund—state appropriation for fiscal~~
21 ~~year 2022 and \$166,000 of the general fund—state appropriation for~~
22 ~~fiscal year 2023 are provided solely for the office of financial~~
23 ~~management to complete the following activities:~~

24 ~~(a) By December 1, 2022, and consistent with RCW 43.01.036, the~~
25 ~~office of financial management must submit a report to the~~
26 ~~legislature that assesses how to incorporate a net ecological gain~~
27 ~~standard into state land use, development, and environmental laws and~~
28 ~~rules to achieve a goal of better statewide performance on endangered~~
29 ~~species recovery and ecological health. The report must address each~~
30 ~~environmental, development, or land use law or rule where the~~
31 ~~existing standard is less protective of ecological integrity than the~~
32 ~~standard of net ecological gain, including the shoreline management~~
33 ~~act (chapter 90.58 RCW), the growth management act (chapter 36.70A~~
34 ~~RCW), construction projects in state waters (chapter 77.55 RCW), and~~
35 ~~the model toxics control act.~~

36 ~~(b) In developing the report under this section, the office of~~
37 ~~financial management must consult with the appropriate local~~
38 ~~governments, state agencies, federally recognized Indian tribes, and~~
39 ~~stakeholders with subject matter expertise on environmental, land~~

1 use, and development laws including but not limited to cities,
2 counties, ports, the department of ecology, the department of fish
3 and wildlife, and the department of commerce.

4 ~~(c) The report must include:~~

5 ~~(i) Development of a definition, objectives, and goals for the~~
6 ~~standard of net ecological gain;~~

7 ~~(ii) An assessment and comparison analysis of opportunities and~~
8 ~~challenges, including legal issues and costs on state and local~~
9 ~~governments to achievement of overall net ecological gain through~~
10 ~~both:~~

11 ~~(A) Implementation of a standard of net ecological gain under~~
12 ~~different environmental, development, and land use laws; and~~

13 ~~(B) An enhanced approach to implementing and monitoring no net~~
14 ~~loss in existing environmental, development, and land use laws;~~

15 ~~(iii) Recommendations on funding, incentives, technical~~
16 ~~assistance, legal issues, monitoring, and use of scientific data, and~~
17 ~~other applicable considerations to the integration of net ecological~~
18 ~~gain into each environmental, development, and land use law or rule;~~
19 ~~and~~

20 ~~(iv) An assessment of how applying a standard of net ecological~~
21 ~~gain in the context of each environmental, land use, or development~~
22 ~~law is likely to achieve substantial additional environmental or~~
23 ~~social co-benefits.~~

24 ~~(11) \$158,000)~~ \$45,000 of the general fund—state appropriation
25 for fiscal year 2022 ~~((is))~~ and \$113,000 of the general fund—state
26 appropriation for fiscal year 2023 are provided solely for the work
27 of the office of financial management to conduct a feasibility study
28 and make recommendations regarding the establishment of a system for
29 streamlining the vacation of criminal conviction records in section
30 953 of this act.

31 ~~((12))~~ (11)(a) \$150,000 of the general fund—state appropriation
32 for fiscal year 2022 is provided solely for the office of financial
33 management to provide recommendations, as described in (b) of this
34 subsection, on the procedure for providing an equity impact statement
35 for legislative proposals, and content and format requirements for
36 the equity impact statement.

37 (b) By July 1, 2022, the office of financial management must
38 submit a report to the governor, appropriate committees of the

1 legislature, and statutory commissions that details recommendations
2 on:

3 (i) The procedure for providing an equity impact statement for
4 legislative proposals;

5 (ii) The format and content requirements for the equity impact
6 statement;

7 (iii) A plan, including information technology additions or
8 revisions, necessary to provide equity impact statements;

9 (iv) Recommendations on which office or agency should be
10 principally responsible for coordinating the provision of equity
11 impact statements with state agencies; and

12 (v) Recommendations on any policy changes needed to implement the
13 provision of equity impact statements.

14 (c) For the purpose of implementing this subsection, the office
15 of financial management may contract with an entity or entities that
16 have expertise in equity impact assessments.

17 (d) The office of financial management must consult with the
18 governor's interagency council on health disparities and the office
19 of equity in developing the procedures, and content and format
20 requirements.

21 (e) For purposes of this subsection, "statutory commission" means
22 the Washington state commission on African American affairs
23 established in chapter 43.113 RCW, the Washington state commission on
24 Asian Pacific American affairs established in chapter 43.117 RCW, the
25 Washington state commission on Hispanic affairs established in
26 chapter 43.115 RCW, the Washington state women's commission
27 established in chapter 43.119 RCW, the Washington state LGBTQ
28 commission established in chapter 43.114 RCW, and the human rights
29 commission established in chapter 49.60 RCW.

30 ~~((13))~~ (12) \$785,000 of the general fund—state appropriation
31 for fiscal year 2022 and \$960,000 of the general fund—state
32 appropriation for fiscal year 2023 are provided solely for
33 implementation of Engrossed Substitute House Bill No. 1267 (police
34 use of force). ~~((If the bill is not enacted by June 30, 2021, the
35 amounts provided in this subsection shall lapse.~~

36 ~~(14))~~ (13) \$172,000 of the general fund—state appropriation for
37 fiscal year 2022 and \$167,000 of the general fund—state appropriation
38 for fiscal year 2023 are provided solely for implementation of
39 Engrossed Second Substitute House Bill No. 1295 (institutional ed./

1 release). (~~If the bill is not enacted by June 30, 2021, the amounts~~
2 ~~provided in this subsection shall lapse.~~

3 ~~(15) \$300,000)~~ (14) \$150,000 of the general fund—state
4 appropriation for fiscal year 2022 and (~~(\$300,000)~~) \$450,000 of the
5 general fund—state appropriation for fiscal year 2023 are provided
6 solely for the office of financial management to assist the health
7 care authority, the department of social and health services, and the
8 department of health in coordinating efforts to transform the
9 behavioral health system and improve the collection and availability
10 of data. Within these amounts, the office must provide direction and
11 ensure coordination between state agencies in the forecasting of
12 forensic and long-term civil commitment beds, transition of civil
13 long-term inpatient capacity from state hospital to community
14 settings, and efforts to improve the behavioral health crisis
15 response system. Sufficient funding within this section is provided
16 for the staff support and other costs related to the crisis response
17 improvement strategy committee established in section 104 of
18 Engrossed Second Substitute House Bill No. 1477 (national 988
19 system).

20 (15) \$40,000 of the general fund—state appropriation for fiscal
21 year 2023 is provided solely for the office of financial management
22 to review and report on vendor rates for services provided to low-
23 income individuals at the department of children, youth, and
24 families, the department of corrections, and the department of social
25 and health services. The report must be submitted to the governor and
26 the appropriate committees of the legislature by December 1, 2022,
27 and must include review of, at least:

28 (a) The current rates for services by vendor;

29 (b) A history of increases to the rates since fiscal year 2010 by
30 vendor;

31 (c) A comparison of how the vendor increases and rates compare to
32 inflation; and

33 (d) A summary of the billing methodology for the vendor rates.

34 (16) \$72,000 of the general fund—state appropriation for fiscal
35 year 2023 is provided solely for implementation of Engrossed Second
36 Substitute Senate Bill No. 5036 (total confinement release). If the
37 bill is not enacted by June 30, 2022, the amount provided in this
38 subsection shall lapse.

1 (17) \$193,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for implementation of Engrossed
3 Substitute Senate Bill No. 5847 (public employee PSLF info.). If the
4 bill is not enacted by June 30, 2022, the amount provided in this
5 subsection shall lapse.

6 (18) \$20,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for the office of financial management
8 to conduct a comprehensive study on student access to health care,
9 including behavioral health care, at Washington's public institutions
10 of higher education. The comprehensive study must also include
11 students enrolled in state registered apprenticeship programs. The
12 study must be conducted in collaboration with the health benefit
13 exchange, the health care authority, the state board for community
14 and technical colleges, the council of presidents, and the student
15 achievement council.

16 (a) The community and technical colleges and the four-year
17 institutions of higher education will make the following data for the
18 2022-23 academic year available to the office of financial
19 management, the state board of community and technical colleges, and
20 the student achievement council:

21 (i) The health insurance status of enrolled students;

22 (ii) The minimum requirements for enrolled students related to
23 health insurance coverage;

24 (iii) Health insurance or health care coverage options available
25 from the school;

26 (iv) A description of health care services and facilities
27 available on campus for students, including type of providers, and
28 ways students can access these services;

29 (v) Out-of-pocket costs associated with accessing or using on-
30 campus health care services and facilities;

31 (vi) Student demographic information regarding utilization of on-
32 campus health care services and facilities;

33 (vii) Barriers to accessing on-campus health care services and
34 facilities;

35 (viii) How the college or university helps students obtain health
36 care services not offered on campus; and

37 (ix) Information related to partnerships with off-campus health
38 care providers or facilities to provide services to currently
39 enrolled students.

1 (b) The office of financial management shall make reasonable
2 efforts to provide the following information:

3 (i) The health insurance status of students enrolled in the
4 2022-23 academic year;

5 (ii) The minimum level of health insurance coverage, if any,
6 community and technical colleges and four-year institutions of higher
7 education require for students;

8 (iii) The types of health insurance schools provide for enrolled
9 students;

10 (iv) The types of health care services available on campus,
11 including primary care and specialty care, such as emergency services
12 and behavioral health care resources;

13 (v) A description of health care services available in the
14 communities around campuses, including emergency services and
15 behavioral health providers;

16 (vi) Data collection gaps that exist related to student health
17 insurance coverage and utilization of health care resources;

18 (vii) On-campus primary care and specialty care services that are
19 common on school campuses; and

20 (viii) Other important information in addressing health insurance
21 access and care for students at public institutions of higher
22 education, including issues around equity.

23 (c) The legislature expects the office of financial management to
24 submit a report to the appropriate health and education committees of
25 the legislature. The final report must include a summary of the data
26 reviewed by the office, including information specific to each type
27 of campus and school, when available, and recommendations for the
28 legislature and public institutions of higher education for improving
29 student health care coverage and access to health care services,
30 including for students enrolled in state registered apprenticeship
31 programs.

32 (19) \$200,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely for implementation of Second Substitute
34 Senate Bill No. 5649 (family and medical leave). If the bill is not
35 enacted by June 30, 2022, the amount provided in this subsection
36 shall lapse.

37 (20) (a) \$25,000 of the general fund—state appropriation for
38 fiscal year 2022 and \$201,000 of the general fund—state appropriation
39 for fiscal year 2023 are provided solely to evaluate the

1 effectiveness, utilization, and outcomes of the voluntary incentive
2 programs for landowners and of existing regulatory programs
3 responsible for protecting and restoring areas along streams and
4 rivers toward achieving a science-based standard for a fully
5 functioning riparian ecosystem. To accomplish the evaluation, the
6 office must:

7 (i) Contract with an independent entity for the analysis. The
8 contract is exempt from the competitive procurement requirements in
9 chapter 39.26 RCW; and

10 (ii) Assist agencies with funding and advice to gather and
11 provide the data necessary for the analysis.

12 (b) A preliminary report is due to the governor and the
13 appropriate committees of the legislature by September 1, 2022, to
14 inform the development of recommendations to be contained in a final
15 report due by December 1, 2022.

16 **Sec. 130.** 2021 c 334 s 132 (uncodified) is amended to read as
17 follows:

18 **FOR THE OFFICE OF ADMINISTRATIVE HEARINGS**

19 Administrative Hearings Revolving Account—State

20 Appropriation. ((\$71,650,000))
21 \$73,438,000

22 Administrative Hearings Revolving Account—Local

23 Appropriation. \$12,000

24 TOTAL APPROPRIATION. ((\$71,662,000))
25 \$73,450,000

26 The appropriations in this section are subject to the following
27 conditions and limitations:

28 (1) \$22,346,000 of the administrative hearings revolving account—
29 state appropriation is provided solely for staffing to resolve
30 unemployment insurance appeals. The funding is provided to meet the
31 temporary increase in unemployment insurance hearing appeals, which
32 began in fiscal year 2021, and to reduce the appeal to resolution
33 wait time.

34 (2) \$154,000 of the administrative hearings revolving account—
35 state appropriation is provided solely for implementation of
36 Engrossed Second Substitute Senate Bill No. 5051 (peace & corrections
37 officers). ~~((If the bill is not enacted by June 30, 2021, the amount~~
38 ~~provided in this subsection shall lapse.))~~

1 (3) \$86,000 of the administrative hearings revolving account—
2 state appropriation is provided solely for implementation of chapter
3 2, Laws of 2021 (Engrossed Substitute Senate Bill No. 5061)
4 (unemployment insurance). (~~If the bill is not enacted by June 30,~~
5 ~~2021, the amount provided in this subsection shall lapse.~~)

6 (4) \$12,000 of the administrative hearings revolving account—
7 state appropriation is provided solely for implementation of
8 Engrossed Substitute Senate Bill No. 5097 (paid leave coverage). (~~If~~
9 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
10 ~~subsection shall lapse.~~)

11 (5) \$150,000 of the administrative hearings revolving account—
12 state appropriation is provided solely for implementation of
13 Engrossed Substitute Senate Bill No. 5172 (agricultural overtime).
14 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
15 ~~this subsection shall lapse.~~)

16 (6) \$161,000 of the administrative hearings revolving account—
17 state appropriation is provided solely for implementation of
18 Engrossed Second Substitute Senate Bill No. 5237 (child care and
19 early development programs). (~~If the bill is not enacted by June 30,~~
20 ~~2021, the amount provided in this subsection shall lapse.~~)

21 (7) \$19,000 of the administrative hearings revolving account—
22 state appropriation is provided solely for implementation of
23 Engrossed Second Substitute House Bill No. 1073 (paid leave
24 coverage). (~~If the bill is not enacted by June 30, 2021, the amount~~
25 ~~provided in this subsection shall lapse.~~)

26 **Sec. 131.** 2021 c 334 s 133 (uncodified) is amended to read as
27 follows:

28 **FOR THE WASHINGTON STATE LOTTERY**

29 Lottery Administrative Account—State Appropriation.	(\$29,759,000)
	<u>\$30,526,000</u>
31 TOTAL APPROPRIATION.	(\$29,759,000)
	<u>\$30,526,000</u>

33 The appropriation in this section is subject to the following
34 conditions and limitations:

35 (1) No portion of this appropriation may be used for acquisition
36 of gaming system capabilities that violate state law.

1 (2) Pursuant to RCW 67.70.040, the commission shall take such
2 action necessary to reduce retail commissions to an average of 5.1
3 percent of sales.

4 **Sec. 132.** 2021 c 334 s 134 (uncodified) is amended to read as
5 follows:

6 **FOR THE COMMISSION ON HISPANIC AFFAIRS**

7	General Fund—State Appropriation (FY 2022).	((\$443,000))
8		<u>\$498,000</u>
9	General Fund—State Appropriation (FY 2023).	((\$464,000))
10		<u>\$530,000</u>
11	TOTAL APPROPRIATION.	((\$907,000))
12		<u>\$1,028,000</u>

13 **Sec. 133.** 2021 c 334 s 135 (uncodified) is amended to read as
14 follows:

15 **FOR THE COMMISSION ON AFRICAN-AMERICAN AFFAIRS**

16	General Fund—State Appropriation (FY 2022).	((\$421,000))
17		<u>\$425,000</u>
18	General Fund—State Appropriation (FY 2023).	((\$431,000))
19		<u>\$1,245,000</u>
20	TOTAL APPROPRIATION.	((\$852,000))
21		<u>\$1,670,000</u>

22 The appropriations in this section are subject to the following
23 conditions and limitations: \$800,000 of the general fund—state
24 appropriation for fiscal year 2023 is provided solely for the
25 commission to contract with an organization for a three year project
26 to collect and report data on the condition of black Washington
27 residents across institutional systems and experiences, including
28 education, healthcare, criminal justice, the workplace, and personal
29 finance; create a dashboard displaying the data; and provide
30 recommendations.

31 **Sec. 134.** 2021 c 334 s 136 (uncodified) is amended to read as
32 follows:

33 **FOR THE DEPARTMENT OF RETIREMENT SYSTEMS—OPERATIONS**

34	<u>General Fund—State Appropriation (FY 2023).</u>	<u>\$609,000</u>
35	Department of Retirement Systems Expense Account—	
36	State Appropriation.	((\$71,462,000))

1 \$74,200,000
2 TOTAL APPROPRIATION. ((\$71,462,000))
3 \$74,809,000

4 The appropriation in this section is subject to the following
5 conditions and limitations:

6 (1) \$6,007,000 of the department of retirement systems expense
7 account—state appropriation is provided solely for pension system
8 modernization, and is subject to the conditions, limitations, and
9 review requirements of section 701 of this act.

10 (2) \$619,000 of the department of retirement systems expense
11 account—state appropriation is provided solely for implementation of
12 Senate Bill No. 5367 (inactive retirement accounts). ~~((If the bill is
13 not enacted by June 30, 2021, the amount provided in this subsection
14 shall lapse.))~~

15 (3) \$7,000 of the department of retirement systems expense
16 account—state appropriation is provided solely for implementation of
17 Engrossed Second Substitute Senate Bill No. 5399 (universal health
18 care commission). ~~((If the bill is not enacted by June 30, 2021, the
19 amount provided in this subsection shall lapse.))~~

20 (4) \$286,000 of the department of retirement systems—state
21 appropriation is provided solely for implementation of Senate Bill
22 No. 5021 (effects of expenditure reduction). ~~((If the bill is not
23 enacted by June 30, 2021, the amount provided in this subsection
24 shall lapse.))~~

25 (5) \$48,000 of the department of retirement systems expense
26 account—state appropriation is provided solely for implementation of
27 Senate Bill No. 5676 (plan 1 retiree benefit increase). If the bill
28 is not enacted by June 30, 2022, the amount provided in this
29 subsection shall lapse.

30 (6) \$24,000 of the department of retirement systems expense
31 account—state appropriation is provided solely for implementation of
32 Senate Bill No. 5726 (military service credit). If the bill is not
33 enacted by June 30, 2022, the amount provided in this subsection
34 shall lapse.

35 (7) \$82,000 of the department of retirement systems expense
36 account—state appropriation is provided solely for implementation of
37 Senate Bill No. 5748 (PSERS disability benefits). If the bill is not
38 enacted by June 30, 2022, the amount provided in this subsection
39 shall lapse.

1 (8) \$252,000 of the department of retirement systems expense
2 account—state appropriation is provided solely for implementation of
3 Substitute Senate Bill No. 5652 (LEOFF 2 benefits). If the bill is
4 not enacted by June 30, 2022, the amount provided in this subsection
5 shall lapse.

6 (9) \$118,000 of the department of retirement systems expense
7 account—state appropriation is provided solely for implementation of
8 Substitute Senate Bill No. 5791 (LEOFF 1 benefits). If the bill is
9 not enacted by June 30, 2022, the amount provided in this subsection
10 shall lapse.

11 **Sec. 135.** 2021 c 334 s 137 (uncodified) is amended to read as
12 follows:

13 **FOR THE DEPARTMENT OF REVENUE**

14	General Fund—State Appropriation (FY 2022).	((\$167,182,000))
15		<u>\$172,370,000</u>
16	General Fund—State Appropriation (FY 2023).	((\$411,796,000))
17		<u>\$385,140,000</u>
18	Timber Tax Distribution Account—State Appropriation.	((\$7,314,000))
19		<u>\$7,612,000</u>
20	Business License Account—State Appropriation.	((\$20,335,000))
21		<u>\$21,063,000</u>
22	Waste Reduction, Recycling, and Litter Control	
23	Account—State Appropriation.	((\$162,000))
24		<u>\$173,000</u>
25	Model Toxics Control Operating Account—State	
26	Appropriation.	((\$118,000))
27		<u>\$119,000</u>
28	Financial Services Regulation Account—State	
29	Appropriation.	\$5,000,000
30	TOTAL APPROPRIATION.	((\$611,907,000))
31		<u>\$591,477,000</u>

32 The appropriations in this section are subject to the following
33 conditions and limitations:

34 (1) \$1,056,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$409,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for the department to implement
37 2021 revenue legislation.

1 (2) (a) \$1,303,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$1,000,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for the
4 department to facilitate a tax structure work group, initially
5 created within chapter 1, Laws of 2017 3rd sp. sess. (SSB 5883) and
6 hereby reauthorized.

7 (b) (i) Members serving on the tax structure work group as of the
8 effective date of this section may continue serving on the work
9 group. Any member not wishing to continue serving on the tax
10 structure work group must provide written notice to the work group
11 and the vacancy must be filled as provided in (c) of this subsection.

12 (ii) The work group must include the following voting members:

13 (A) The president of the senate must appoint two members from
14 each of the two largest caucuses of the senate;

15 (B) The speaker of the house of representatives must appoint two
16 members from each of the two largest caucuses of the house of
17 representatives; and

18 (C) The governor must appoint one member who represents the
19 office of the governor.

20 (iii) The work group must include the following nonvoting
21 members:

22 (A) One representative of the department of revenue;

23 (B) One representative of the association of Washington cities;
24 and

25 (C) One representative of the Washington state association of
26 counties.

27 (c) Elected officials not reelected to their respective offices
28 may be relieved of their responsibilities on the tax structure work
29 group. Vacancies on the tax structure work group must be filled
30 within 60 days of notice of the vacancy. The work group must choose a
31 chair or cochair from among its legislative membership. The chair
32 is, or cochair is, responsible for convening the meetings of the
33 work group no less than quarterly each year. Recommendations of the
34 work group may be approved by a simple majority vote. All work group
35 members may have a representative attend meetings of the tax
36 structure work group in lieu of the member, but voting by proxy is
37 not permitted. Staff support for the work group must be provided by
38 the department. The department may engage one or more outside
39 consultants to assist in providing support for the work group.
40 Members of the work group must serve without compensation but may be

1 reimbursed for travel expenses under RCW 44.04.120, 43.03.050, and
2 43.03.060.

3 (d) The duties of the work group are to:

4 (i) By December 1, 2019, convene no less than one meeting to
5 elect a chair, or cochairs, and conduct other business of the work
6 group;

7 (ii) By December 31, 2020, the department and technical advisory
8 group must prepare a summary report of their preliminary findings and
9 alternatives described in (f) of this subsection;

10 (iii) By May 31, 2021, the work group must:

11 (A) Hold no less than one meeting in Olympia or virtually to
12 review the preliminary findings described in (f) of this subsection.
13 At least one meeting must engage stakeholder groups, as described in
14 (e)(i) of this subsection;

15 (B) Begin to plan strategies to engage taxpayers and key
16 stakeholder groups to encourage participation in the public meetings
17 described in (f) of this subsection;

18 (C) Present the summary report described in (d)(ii) of this
19 subsection in compliance with RCW 43.01.036 to the appropriate
20 committees of the legislature;

21 (D) Be available to deliver a presentation to the appropriate
22 committees of the legislature including the elements described in
23 (e)(ii) of this subsection; and

24 (E) Finalize the logistics of the engagement strategies described
25 in (d)(iv) of this subsection;

26 (iv) After the conclusion of the 2021 legislative session, the
27 work group must:

28 (A) Hold no less than five public meetings organized by
29 geographic region (in person or online) with special consideration
30 for regional geographies throughout the state, rural areas, and
31 border communities;

32 (B) Participate in no less than 10 existing meetings of various
33 associations, community-based organizations, nonprofits, and similar
34 groups in order to engage low-income and middle-income taxpayers,
35 communities of color, senior citizens, and people with disabilities;

36 (C) Participate in no less than 10 existing meetings of various
37 business and agricultural associations, chambers of commerce, ports,
38 associate development organizations, and similar groups in order to
39 engage small, start-up, and low-margin businesses, and other
40 businesses;

1 (D) Hold no less than three listening sessions in a language
2 other than English to engage taxpayers who speak languages including,
3 but not limited to, Spanish, Vietnamese, Russian, and Somali;

4 (E) Present the findings described in (f) of this subsection and
5 alternatives to the state's current tax structure at the public
6 meetings utilizing a range of methods that account for different
7 learning styles including, but not limited to, written documents,
8 videos, animations, and graphics;

9 (F) Provide an opportunity at the public and other meetings for
10 taxpayers to engage in a conversation about the state tax structure
11 including, but not limited to, providing feedback on possible
12 recommendations for changes to the state tax structure and asking
13 questions about the report and findings and alternatives to the
14 state's current tax structure presented by the work group;

15 (G) Utilize methods to collect taxpayer feedback before, during,
16 or after the public meetings that may include, but is not limited to:
17 Small group discussions, in-person written surveys, in-person visual
18 surveys, online surveys, written testimony, and public testimony;

19 (H) Encourage legislators to inform their constituents about the
20 public meetings that occur within and near their legislative
21 districts (whether in person or online);

22 (I) Inform local elected officials about the public meetings that
23 occur within and near their communities (whether in person or
24 online);

25 (J) Summarize the feedback that taxpayers and other stakeholders
26 communicated during the public meetings and other public engagement
27 methods, and submit a final summary report, in accordance with RCW
28 43.01.036, to the appropriate committees of the legislature. This
29 report may be submitted as an appendix or update to the summary
30 report described in (d)(ii) of this subsection; and

31 (K) To the degree it is practicable, conduct analysis of the
32 current tax structure and proposed alternatives to estimate the
33 impact on taxpayers, including tax paid as a share of household
34 income for various racial and ethnic groups as reported in the most
35 current census data available, American community survey, or other
36 similar data sources;

37 (v) During the 2022 legislative session, the work group must:

38 (A) Present the findings and reports described in (d)(ii) of this
39 subsection to the appropriate committees of the legislature; and

1 (B) Be available to deliver a presentation to or participate in a
2 work session for the appropriate committees of the legislature, or
3 both;

4 (vi) Between the conclusion of the 2022 legislative session and
5 December 31, 2022, the work group is directed to finalize policy
6 recommendations and develop legislation to implement modifications to
7 the tax structure, informed by the findings described in (d)(ii) of
8 this subsection and the feedback received from taxpayers as reflected
9 in the report described in (d)(iv) of this subsection. Legislative
10 proposals recommended by the work group may not collectively result
11 in a loss of revenue to the state as compared to the November 2022
12 biennial revenue forecast published by the economic and revenue
13 forecast council. In making the recommendations, the work group must
14 be guided by the following principles for a well designed tax system:
15 Equity, adequacy, stability, and transparency;

16 (vii) During the 2023 legislative session, it is the intent of
17 the legislature to consider the proposal described in (d)(vi) of this
18 subsection;

19 (viii) If the proposal is not adopted during the 2023 legislative
20 session, the work group is directed to host no less than three public
21 meetings to collect feedback on the legislation proposed in the 2023
22 session, and may also collect feedback on other proposals under
23 consideration by the work group, subject to the availability of funds
24 in the 2023-2025 biennial budget. The work group is directed to
25 modify the proposal to address the feedback collected during the
26 public meetings;

27 (ix) During the 2024 legislative session, it is the intent of the
28 legislature to consider the modified proposal described in (d)(iv) of
29 this subsection; and

30 (x) By December 31, 2024, subject to the availability of funds in
31 the 2023-2025 biennial budget, the work group is directed to submit a
32 final report that is a compilation of all other reports previously
33 submitted since July 1, 2019, and may include additional content to
34 summarize final activities of the tax structure work group and
35 related legislation, in compliance with RCW 43.01.036, to the
36 appropriate committees of the legislature.

37 (e)(i) The stakeholder groups referenced by (d)(iii)(A) of this
38 subsection must include, at a minimum, organizations and individuals
39 representing the following:

1 (A) Small, start-up, or low-margin business owners and employees
2 or associations expressly dedicated to representing these businesses,
3 or both; and

4 (B) Individual taxpayers with income at or below 100 percent of
5 area median income in their county of residence or organizations
6 expressly dedicated to representing low-income and middle-income
7 taxpayers, or both;

8 (ii) The presentation referenced in (d)(iii)(D) of this
9 subsection must include the following elements:

10 (A) The findings and alternatives included in the summary report
11 described in (d)(ii) of this subsection; and

12 (B) The preliminary plan to engage taxpayers directly in a robust
13 conversation about the state's tax structure, including presenting
14 the findings described in (f) of this subsection and alternatives to
15 the state's current tax structure, and collecting feedback to inform
16 development of recommendations.

17 (f) The duties of the department, with assistance of one or more
18 technical advisory groups, are to:

19 (i) With respect to the final report of findings and alternatives
20 submitted by the Washington state tax structure study committee to
21 the legislature under section 138, chapter 7, Laws of 2001 2nd sp.
22 sess.:

23 (A) Update the data and research that informed the
24 recommendations and other analysis contained in the final report;

25 (B) Estimate how much revenue all the revenue replacement
26 alternatives recommended in the final report would have generated for
27 the 2017-2019 fiscal biennium if the state had implemented the
28 alternatives on January 1, 2003;

29 (C) Estimate the tax rates necessary to implement all recommended
30 revenue replacement alternatives in order to achieve the revenues
31 generated during the 2017-2019 fiscal biennium as reported by the
32 economic and revenue forecast council;

33 (D) Estimate the impact on taxpayers, including tax paid as a
34 share of household income for various income levels, and tax paid as
35 a share of total business revenue for various business activities,
36 for (f)(i)(B) and (C) of this subsection; and

37 (E) Estimate how much revenue would have been generated in the
38 2017-2019 fiscal biennium if the incremental revenue alternatives
39 recommended in the final report would have been implemented on

1 January 1, 2003, excluding any recommendations implemented before May
2 21, 2019;

3 (ii) With respect to the recommendations in the final report of
4 the 2018 tax structure work group:

5 (A) Conduct economic modeling or comparable analysis of replacing
6 the business and occupation tax with an alternative, such as
7 corporate income tax or margins tax, and estimate the impact on
8 taxpayers, such as tax paid as a share of total business revenue for
9 various business activities, assuming the same revenues generated by
10 business and occupation taxes during the 2017-2019 fiscal biennium as
11 reported by the economic and revenue forecast council; and

12 (B) Estimate how much revenue would have been generated for the
13 2017-2019 fiscal biennium if the one percent revenue growth limit on
14 regular property taxes was replaced with a limit based on population
15 growth and inflation if the state had implemented this policy on
16 January 1, 2003;

17 (iii) Analyze our economic competitiveness with border states:

18 (A) Estimate the revenues that would have been generated during
19 the 2017-2019 fiscal biennium, had Washington adopted the tax
20 structure of those states, assuming the economic tax base for the
21 2017-2019 fiscal biennium as reported by the economic and revenue
22 forecast council; and

23 (B) Estimate the impact on taxpayers, including tax paid as a
24 share of household income for various income levels, and tax paid as
25 a share of total business revenue for various business activities for
26 (f)(iii)(A) of this subsection;

27 (iv) Analyze our economic competitiveness in the context of a
28 national and global economy, provide comparisons of the effective
29 state and local tax rate of the tax structure during the 2017-2019
30 fiscal biennium and various alternatives under consideration, as they
31 compare to other states and the federal government, as well as
32 consider implications of recent changes to federal tax law;

33 (v) Conduct, to the degree it is practicable, tax incidence
34 analysis of the various alternatives under consideration to account
35 for the impacts of tax shifting, such as business taxes passed along
36 to consumers and property taxes passed along to renters;

37 (vi) Present findings and alternatives, to the degree it is
38 practicable, by geographic area, in addition to statewide; and

39 (vii) Conduct other analysis as directed by the work group.

1 (3) \$292,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$162,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the implementation of
4 chapter 4, Laws of 2021 (SHB 1095) (emergency assistance/tax).

5 (4) \$212,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$33,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for implementation of Engrossed
8 Second Substitute House Bill No. 1477 (national 988 system). (~~If the~~
9 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
10 ~~subsection shall lapse.~~)

11 (5) \$213,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$55,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the implementation of Second
14 Substitute Senate Bill No. 5000 (hydrogen/electric vehicles). (~~If~~
15 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
16 ~~this subsection shall lapse.~~)

17 (6) \$2,489,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$4,189,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for the implementation of
20 Engrossed Substitute Senate Bill No. 5096 (capital gains tax). (~~If~~
21 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
22 ~~this subsection shall lapse.~~)

23 (7) \$100,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$11,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for the implementation of
26 Engrossed Senate Bill No. 5220 (salmon recovery grants/tax). (~~If the~~
27 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
28 ~~subsection shall lapse.~~)

29 (8) \$7,000 of the general fund—state appropriation for fiscal
30 year 2022 is provided solely for the implementation of Engrossed
31 Substitute Senate Bill No. 5251 (tax and revenue laws). (~~If the bill~~
32 ~~is not enacted by June 30, 2021, the amount provided in this~~
33 ~~subsection shall lapse.~~)

34 (9) \$115,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$44,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for the implementation of Second
37 Substitute Senate Bill No. 5396 (farmworker housing/tax). (~~If the~~
38 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
39 ~~subsection shall lapse.~~)

1 (10) \$97,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely for implementation of Engrossed Second
3 Substitute House Bill No. 1480 (liquor licensee privileges). (~~If the~~
4 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
5 ~~subsection shall lapse.~~)

6 (11) \$4,000 of the general fund—state appropriation for fiscal
7 year 2022 is provided solely for the implementation of Engrossed
8 Senate Bill No. 5454 (prop. tax/natural disasters). (~~If the bill is~~
9 ~~not enacted by June 30, 2021, the amount provided in this subsection~~
10 ~~shall lapse.~~)

11 (12) \$5,467,000 of the general fund—state appropriation for
12 fiscal year 2022 and \$255,513,000 of the general fund—state
13 appropriation for fiscal year 2023 are provided solely for
14 implementation of Engrossed Substitute House Bill No. 1297 (working
15 families tax exempt.). (~~If the bill is not enacted by June 30, 2021,~~
16 ~~the amounts provided in this subsection shall lapse.~~) Of the total
17 amounts provided in this subsection:

18 (a) \$5,467,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$13,513,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for administration of the
21 working families tax exemption program; and

22 (b) \$242,000,000 of the general fund—state appropriation for
23 fiscal year 2023 is provided solely for remittances under the working
24 families tax exemption program.

25 (13) \$617,000 of the general fund—state appropriation for fiscal
26 year 2023 is provided solely for the agency to relocate staff in the
27 Bothell office to a more affordable location that has a lower lease
28 cost than the current facility.

29 (14) \$13,000 of the general fund—state appropriation for fiscal
30 year 2022 is provided solely for implementation of Senate Bill No.
31 5598 (derelict vessel removal). If the bill is not enacted by June
32 30, 2022, the amount provided in this subsection shall lapse.

33 (15) \$197,000 of the general fund—state appropriation for fiscal
34 year 2023 is provided solely for implementation of Senate Bill No.
35 5924 (penalties and interest provisions). If the bill is not enacted
36 by June 30, 2022, the amount provided in this subsection shall lapse.

37 (16) \$16,000 of the general fund—state appropriation for fiscal
38 year 2023 is provided solely for implementation of House Bill No.
39 1765 (business and occupation tax exemption). If the bill is not

1 enacted by June 30, 2022, the amount provided in this subsection
2 shall lapse.

3 (17) \$129,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$37,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for implementation of Substitute
6 Senate Bill No. 5744 (clean energy tax deferral). If the bill is not
7 enacted by June 30, 2022, the amounts provided in this subsection
8 shall lapse.

9 (18) \$109,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$22,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for implementation of Senate
12 Bill No. 5705 (tax deferral for certain highway projects). If the
13 bill is not enacted by June 30, 2022, the amounts provided in this
14 subsection shall lapse.

15 (19) \$512,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely for implementation of Engrossed
17 Substitute Senate Bill No. 5531 (uniform unclaimed property). If the
18 bill is not enacted by June 30, 2022, the amount provided in this
19 subsection shall lapse.

20 (20) \$40,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$80,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for implementation of Substitute
23 Senate Bill No. 5783 (underground economy). If the bill is not
24 enacted by June 30, 2022, the amounts provided in this subsection
25 shall lapse.

26 (21) \$30,000 of the general fund—state appropriation for fiscal
27 year 2023 is provided solely for implementation of Senate Bill No.
28 5823 (local infrastructure project area). If the bill is not enacted
29 by June 30, 2022, the amount provided in this subsection shall lapse.

30 (22) \$16,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$33,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for implementation of Senate
33 Bill No. 5459 (credit card processing B&O). If the bill is not
34 enacted by June 30, 2022, the amounts provided in this subsection
35 shall lapse.

36 (23) \$123,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$52,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for implementation of Substitute
39 Senate Bill No. 5714 (solar canopy tax deferral). If the bill is not

1 enacted by June 30, 2022, the amounts provided in this subsection
2 shall lapse.

3 (24) \$97,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$28,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for implementation of Substitute
6 Senate Bill No. 5755 (vacant land redevelopment). If the bill is not
7 enacted by June 30, 2022, the amounts provided in this subsection
8 shall lapse.

9 (25) \$14,000 of the general fund—state appropriation for fiscal
10 year 2023 is provided solely for implementation of Substitute Senate
11 Bill No. 5760 (motion picture competitiveness). If the bill is not
12 enacted by June 30, 2022, the amount provided in this subsection
13 shall lapse.

14 (26) \$36,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for implementation of Engrossed Senate
16 Bill No. 5800 (tax and revenue laws). If the bill is not enacted by
17 June 30, 2022, the amount provided in this subsection shall lapse.

18 (27) \$167,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely for implementation of Senate Bill No.
20 5901 (counties economic development). If the bill is not enacted by
21 June 30, 2022, the amount provided in this subsection shall lapse.

22 (28) \$117,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for implementation of Engrossed
24 Substitute Senate Bill No. 5974 (transportation resources). If the
25 bill is not enacted by June 30, 2022, the amount provided in this
26 subsection shall lapse.

27 (29) \$250,000 of the general fund—state appropriation for fiscal
28 year 2023 is provided solely for implementation of Senate Bill No.
29 5980 (small business tax relief). If the bill is not enacted by June
30 30, 2022, the amount provided in this subsection shall lapse.

31 **Sec. 136.** 2021 c 334 s 138 (uncodified) is amended to read as
32 follows:

33 **FOR THE BOARD OF TAX APPEALS**

34	General Fund—State Appropriation (FY 2022)	((\$2,631,000))
35		<u>\$2,620,000</u>
36	General Fund—State Appropriation (FY 2023)	((\$2,652,000))
37		<u>\$2,714,000</u>
38	TOTAL APPROPRIATION.	((\$5,283,000))

1 \$5,334,000

2 **Sec. 137.** 2021 c 334 s 139 (uncodified) is amended to read as
3 follows:

4 **FOR THE OFFICE OF MINORITY AND WOMEN'S BUSINESS ENTERPRISES**

5 General Fund—State Appropriation (FY 2022). (~~(\$1,975,000)~~)
6 \$1,993,000

7 General Fund—State Appropriation (FY 2023). (~~(\$1,564,000)~~)
8 \$1,741,000

9 Minority and Women's Business Enterprises Account—
10 State Appropriation. (~~(\$4,607,000)~~)
11 \$4,844,000

12 TOTAL APPROPRIATION. (~~(\$8,146,000)~~)
13 \$8,578,000

14 The appropriations in this section are subject to the following
15 conditions and limitations:

16 (1) The office of minority and women's business enterprises shall
17 consult with the Washington state office of equity on the Washington
18 state toolkit for equity in public spending.

19 (2) \$135,000 of the general fund—state appropriation for fiscal
20 year 2022 is provided solely for the implementation of Senate Bill
21 No. 5032 (alternative public works contracting procedures). (~~If the~~
22 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
23 ~~subsection shall lapse.~~)

24 (3) \$851,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$675,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the implementation of
27 Substitute House Bill No. 1259 (women and minority contracting). (~~If~~
28 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
29 ~~this subsection shall lapse.~~)

30 **Sec. 138.** 2021 c 334 s 140 (uncodified) is amended to read as
31 follows:

32 **FOR THE INSURANCE COMMISSIONER**

33 General Fund—Federal Appropriation. (~~(\$4,633,000)~~)
34 \$4,672,000

35 Insurance Commissioner's Regulatory Account—State
36 Appropriation. (~~(\$66,336,000)~~)
37 \$69,890,000

1	Insurance Commissioner's Fraud Account—State	
2	Appropriation.	((\$3,603,000))
3		<u>\$3,654,000</u>
4	TOTAL APPROPRIATION.	((\$74,572,000))
5		<u>\$78,216,000</u>

6 The appropriations in this section are subject to the following
7 conditions and limitations:

8 (1) \$234,000 of the insurance commissioner's regulatory account—
9 state appropriation is provided solely to implement Second Substitute
10 Senate Bill No. 5315 (captive insurance). (~~If the bill is not~~
11 ~~enacted by June 30, 2021, the amount provided in this subsection~~
12 ~~shall lapse.))~~)

13 (2) \$64,000 of the insurance commissioner's regulatory account—
14 state appropriation is provided solely to implement Second Substitute
15 Senate Bill No. 5313 (health ins. discrimination). (~~If the bill is~~
16 ~~not enacted by June 30, 2021, the amount provided in this subsection~~
17 ~~shall lapse.))~~)

18 (3) \$24,000 of the insurance commissioner's regulatory account—
19 state appropriation is provided solely to implement Engrossed Second
20 Substitute Senate Bill No. 5399 (universal health care commission).
21 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
22 ~~this subsection shall lapse.))~~)

23 (4) \$3,000 of the insurance commissioner's regulatory account—
24 state appropriation is provided solely to implement Engrossed Second
25 Substitute Senate Bill No. 5377 (standardized health plans). (~~If the~~
26 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
27 ~~subsection shall lapse.))~~)

28 (5) \$649,000 of the insurance commissioner's regulatory account—
29 state appropriation is provided solely to implement Engrossed
30 Substitute House Bill No. 1196 (audio-only telemedicine). (~~If the~~
31 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
32 ~~subsection shall lapse.))~~)

33 (6) \$83,000 of the insurance commissioner's regulatory account—
34 state appropriation is provided solely to implement Substitute Senate
35 Bill No. 5003 (living donor act). (~~If the bill is not enacted by~~
36 ~~June 30, 2021, the amount provided in this subsection shall lapse.))~~)

37 (7) (a) \$75,000 of the insurance commissioner's regulatory account
38 —state appropriation is provided solely for a service utilization,
39 cost, and implementation analysis of requiring coverage for the

1 hearing instruments benefit described in House Bill No. 1047 (hearing
2 instruments/children) for children who are 18 years of age or younger
3 and for children and adults.

4 (b) The commissioner must contract with one or more consultants
5 to:

6 (i) Obtain projected utilization and cost data from Washington
7 state health carriers for health plans, as defined in RCW 48.43.005,
8 to provide an estimate of aggregate statewide utilization and cost
9 impacts of the coverage described in House Bill No. 1047 (hearing
10 instruments/children) separately for children who are 18 years of age
11 or younger and for children and adults, expressed as total annual
12 cost and as a per member per month cost;

13 (ii) Assess the impact of federal and state health care
14 nondiscrimination laws on the scope of the benefit described in House
15 Bill No. 1047 (hearing instruments/children); and

16 (iii) Provide recommendations for distributing state payments to
17 defray the cost of the benefit coverage described in House Bill No.
18 1047 (hearing instruments/children) for health carriers.

19 (c) The commissioner must report the findings of the analysis to
20 the appropriate committees of the legislature by December 15, 2021.

21 (8)(a) \$200,000 of the insurance commissioner's regulatory
22 account—state appropriation is provided solely for the commissioner,
23 in consultation with the health care authority, to complete an
24 analysis of the cost to implement a fertility treatment benefit as
25 described in the department of health's December 2021 mandated
26 benefit sunrise review.

27 (b) The commissioner must contract with one or more consultants
28 to obtain utilization and cost data from Washington state health
29 carriers, as defined in RCW 48.43.005, necessary to provide an
30 estimate of the fiscal impact of providing a fertility treatment
31 benefit for the commercial health plan market.

32 (c) The analysis must include, but is not limited to, a
33 utilization and cost analysis of each of the following services:

34 (i) Infertility diagnosis;

35 (ii) Fertility medications;

36 (iii) Intrauterine insemination;

37 (iv) In vitro fertilization; and

38 (v) Egg freezing.

1 (d) The report should include projected costs expressed both as
2 total annual costs and per member per month costs for plan years 2024
3 through 2027.

4 (e) The commissioner must report the findings of the analysis to
5 the governor and appropriate committees of the legislature by June
6 30, 2023.

7 (9) \$10,000 of the insurance commissioner's regulatory account—
8 state appropriation is provided solely to implement Substitute Senate
9 Bill No. 5546 (insulin affordability). If the bill is not enacted by
10 June 30, 2022, the amount provided in this subsection shall lapse.

11 (10) \$10,000 of the insurance commissioner's regulatory account—
12 state appropriation is provided solely to implement Senate Bill No.
13 5508 (insurance guaranty fund). If the bill is not enacted by June
14 30, 2022, the amount provided in this subsection shall lapse.

15 (11) \$7,000 of the insurance commissioner's regulatory account—
16 state appropriation is provided solely to implement Substitute Senate
17 Bill No. 5589 (primary care spending). If the bill is not enacted by
18 June 30, 2022, the amount provided in this subsection shall lapse.

19 (12) \$43,000 of the insurance commissioner's regulatory account—
20 state appropriation is provided solely to implement Substitute Senate
21 Bill No. 5610 (Rx drug cost sharing). If the bill is not enacted by
22 June 30, 2022, the amount provided in this subsection shall lapse.

23 (13)(a) \$200,000 of the insurance commissioner's regulatory
24 account—state appropriation is provided solely for a contract for an
25 actuarial study to assess options for enhancing consumer protections,
26 expanding access to coverage, and accompanying regulations regarding
27 medicare supplemental insurance as defined in RCW 48.66.020. The
28 study shall evaluate, but is not limited to, the following:

29 (i) For at least the most recent three years for which data is
30 available, the total number of Washington state residents enrolled in
31 medicare, broken down by those who are enrolled in:

32 (A) Traditional medicare fee-for-service only;

33 (B) Medicare supplemental insurance plans;

34 (C) Medicare advantage plans; and

35 (D) Medicaid and will turn age 65 during the public health
36 emergency with respect to the coronavirus disease 2019 (COVID-19);

37 (ii) A demographic breakdown of the age, gender, racial, ethnic,
38 and geographic characteristics of the individuals listed in (a)(i) of
39 this subsection. For those younger than age 65, the breakdown should

1 separate those eligible as a result of disability and end-stage renal
2 disease status. The commissioner may include additional demographic
3 factors;

4 (iii) The estimated impact on premiums, enrollment, and increased
5 access for individuals listed in (a) (i) (A) and (B) of this subsection
6 if the state were to have an annual open enrollment period during
7 which medicare supplemental insurance was guaranteed issue, including
8 separate estimates for expanding coverage to include those eligible
9 for medicare and younger than age 65;

10 (iv) The estimated impact on premiums, enrollment, and increased
11 access for individuals in (a) (i) (A) and (B) of this subsection if
12 medicare supplemental insurance was guaranteed issue throughout the
13 year, including separate estimates for expanding coverage to include
14 those eligible for medicare and younger than age 65;

15 (v) The net cost impact to consumers and any other affected
16 parties of the options outlined in (a) (iii) and (iv) of this
17 subsection;

18 (vi) An analysis of other factors that impact access and premiums
19 for medicare-eligible individuals; and

20 (vii) A review of medicare supplemental insurance policy
21 protections in other states and their impact on premiums and
22 enrollment in these policies.

23 (b) By November 15, 2022, the insurance commissioner shall submit
24 a report to the appropriate committees of the legislature with the
25 findings of the study.

26 (c) The contract recipient for the actuarial study must have:

27 (i) A comprehensive view of the medicare supplement industry and
28 industry expertise developed from:

29 (A) Consulting for a diverse group of medicare supplement
30 stakeholders; and

31 (B) Working directly for insurers issuing medicare supplemental
32 plans; and

33 (ii) Access to data and expertise necessary to support the study
34 and alternative projections.

35 (14) \$48,000 of the insurance commissioner's regulatory account—
36 state appropriation is provided solely to implement Engrossed
37 Substitute Senate Bill No. 5794 (behavioral health Rx drugs). If the
38 bill is not enacted by June 30, 2022, the amount provided in this
39 subsection shall lapse.

1 (15) \$31,000 of the insurance commissioner's regulatory account—
2 state appropriation is provided solely to implement Second Substitute
3 Senate Bill No. 5532 (Rx drug affordability board). If the bill is
4 not enacted by June 30, 2022, the amount provided in this subsection
5 shall lapse.

6 (16) \$14,000 of the insurance commissioner's regulatory account—
7 state appropriation is provided solely to implement Engrossed Second
8 Substitute Senate Bill No. 5702 (donor human milk coverage). If the
9 bill is not enacted by June 30, 2022, the amount provided in this
10 subsection shall lapse.

11 (17) \$250,000 of the insurance commissioner's regulatory account—
12 state appropriation is provided solely for the commissioner to
13 contract for an assessment of federal and state laws and regulations
14 to provide recommendations on creating a legal framework with which
15 continuing care retirement community products under chapter 18.390
16 RCW may achieve heightened consumer protections through shared
17 regulatory oversight by the office of the insurance commissioner. The
18 commissioner must submit a report on the assessment and
19 recommendations to the health care committees of the legislature by
20 December 1, 2022.

21 (18)(a) \$50,000 of the insurance commissioner's regulatory
22 account—state appropriation is provided solely for the commissioner
23 to coordinate with the utilities and transportation commission to
24 jointly convene a utility liability insurance work group and report
25 its findings to the governor and the appropriate committees of the
26 legislature by June 1, 2023.

27 (b) The work group must include two members representing
28 investor-owned utilities, two members representing consumer owned
29 utilities, at least one from central or eastern Washington, and two
30 representatives of the insurance industry.

31 (c) The work group shall:

32 (i) Review the availability and cost of liability insurance for
33 electric utilities;

34 (ii) Identify obstacles to electric utility access to liability
35 insurance, including market conditions as well as legal and
36 regulatory requirements;

37 (iii) Evaluate financial risk to electric utilities, ratepayers,
38 property owners, and other that exists as a result of the increased

1 cost of insurance or in the event electric utilities are underinsured
2 as a result of a lack of access to coverage; and

3 (iv) Make policy recommendations to improve access to liability
4 insurance coverage for electric utilities.

5 (d) In conducting the tasks of the work group, utilities may not
6 be required to provide commercially sensitive information, including
7 insurance terms and costs.

8 (e) The commissioner may contract services to assist in the work
9 group's efforts.

10 **Sec. 139.** 2021 c 334 s 141 (uncodified) is amended to read as
11 follows:

12 **FOR THE STATE INVESTMENT BOARD**

13 State Investment Board Expense Account—State

14	Appropriation.	((\$65,134,000))
15		<u>\$69,625,000</u>
16	TOTAL APPROPRIATION.	((\$65,134,000))
17		<u>\$69,625,000</u>

18 The appropriation in this section is subject to the following
19 conditions and limitations:

20 (1) \$4,464,000 of the state investment board expense account—
21 state appropriation is provided solely for investment data software,
22 and is subject to the conditions, limitations, and review
23 requirements of section 701 of this act.

24 (2) During the 2021-2023 fiscal biennium, the Washington state
25 investment board shall provide the law enforcement officers' and
26 firefighters' plan 2 retirement board use of the investment board
27 main conference room. The law enforcement officers' and firefighters'
28 plan 2 retirement board must be allowed to use the board room for at
29 least five hours on one day per month during regular business hours.
30 Any additional direct costs incurred by the investment board due
31 solely to the use of the conference room by the retirement board may
32 be reimbursed by the law enforcement officers' and firefighters' plan
33 2 retirement board, consistent with any investment board policies on
34 reimbursement for this facility applied to other major clients and
35 investment partners.

36 **Sec. 140.** 2021 c 334 s 142 (uncodified) is amended to read as
37 follows:

1 **FOR THE LIQUOR AND CANNABIS BOARD**

2	General Fund—State Appropriation (FY 2022).	((\$388,000))
3		<u>\$406,000</u>
4	General Fund—State Appropriation (FY 2023).	((\$417,000))
5		<u>\$1,781,000</u>
6	General Fund—Federal Appropriation.	((\$3,013,000))
7		<u>\$3,089,000</u>
8	General Fund—Private/Local Appropriation.	\$75,000
9	Dedicated Marijuana Account—State Appropriation	
10	(FY 2022).	((\$11,575,000))
11		<u>\$11,814,000</u>
12	Dedicated Marijuana Account—State Appropriation	
13	(FY 2023).	((\$11,608,000))
14		<u>\$12,414,000</u>
15	Liquor Revolving Account—State Appropriation.	((\$82,347,000))
16		<u>\$98,732,000</u>
17	TOTAL APPROPRIATION.	((\$109,423,000))
18		<u>\$128,311,000</u>

19 The appropriations in this section are subject to the following
20 conditions and limitations:

21 (1) The liquor and cannabis board may require electronic payment
22 of the marijuana excise tax levied by RCW 69.50.535. The liquor and
23 cannabis board may allow a waiver to the electronic payment
24 requirement for good cause as provided by rule.

25 (2) Of the liquor revolving account—state appropriation,
26 (~~(\$4,939,000 for fiscal year 2022 and \$2,065,000 for fiscal year 2023~~
27 ~~are~~) \$20,754,000 is provided solely for the modernization of
28 regulatory systems and (~~are~~) is subject to the conditions,
29 limitations, and review requirements of section 701 of this act.

30 (3) \$1,441,000 of the liquor revolving account—state
31 appropriation is provided solely for the implementation of chapter
32 48, Laws of 2021 (E2SHB 1480) (liquor licensee privileges).

33 (4) \$58,000 of the liquor revolving account—state appropriation
34 is provided solely for the implementation of chapter 6, Laws of 2021
35 (ESSB 5272) (liquor & cannabis board fees).

36 (5) \$38,000 of the dedicated marijuana account—state
37 appropriation for fiscal year 2022 is provided solely to implement
38 Engrossed Substitute House Bill No. 1443 (cannabis industry/equity).

1 ~~((If the bill is not enacted by June 30, 2021, the amount provided in~~
2 ~~this section shall lapse.))~~

3 (6) \$11,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for implementation of Engrossed
5 Substitute Senate Bill No. 5004 (medical marijuana tax exemption). If
6 the bill is not enacted by June 30, 2022, the amount provided in this
7 section shall lapse.

8 (7) \$278,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for implementation of Senate Bill No.
10 5547 (cannabinoid regulation). If the bill is not enacted by June 30,
11 2022, the amount provided in this section shall lapse.

12 (8) \$27,000 of the liquor revolving account—state appropriation
13 is provided solely for implementation of Senate Bill No. 5940
14 (cannabinoid regulation). If the bill is not enacted by June 30,
15 2022, the amount provided in this section shall lapse.

16 (9) \$316,000 of the general fund—state appropriation for fiscal
17 year 2023 is provided solely for implementation of Substitute Senate
18 Bill No. 5699 (standards for cannabis analysis). If the bill is not
19 enacted by June 30, 2022, the amount provided in this section shall
20 lapse.

21 (10) \$250,000 of the general fund—state appropriation for fiscal
22 year 2023 is provided solely for the board to convene the prevention
23 of robberies in cannabis businesses task force to identify strategies
24 to reduce robberies of cannabis businesses.

25 (a) The task force must include:

26 (i) The director of the Washington association of police chiefs
27 and sheriffs;

28 (ii) The director of enforcement and education of the Washington
29 liquor and cannabis board;

30 (iii) One member representing the fraternal order of police;

31 (iv) One member representing the Washington state patrol;

32 (v) One member representing the attorney general;

33 (vi) Two members representing prosecutors;

34 (vii) Two members representing cities;

35 (viii) Two members representing counties;

36 (ix) Two members representing trade associations that represent
37 licensed cannabis businesses; and

38 (x) One member representing entities that provide security
39 services to cannabis businesses.

1 (b) The task force shall conduct a comprehensive review of the
2 impact of robberies of cannabis businesses in Washington state and
3 make recommendations related to, at a minimum, laws in other
4 jurisdictions within the United States of America; methods of
5 interagency coordination to reduce cannabis business robberies;
6 strategies to assist local police departments and governments; and
7 strategies that can be deployed to assist affected businesses.

8 (c) The director of the Washington association of police chiefs
9 and sheriffs shall cochair the task force with one other member
10 elected at the first meeting. The Washington association of police
11 chiefs and sheriffs shall provide staff support for the task force
12 and may contract to fulfill these requirements. The task force shall
13 consult with the appropriate experts in the field as deemed
14 necessary.

15 (d) Members of the task force shall be reimbursed for travel
16 expenses in accordance with chapter 43.03 RCW.

17 (e) The task force shall report its initial findings and
18 recommendations to the governor and the appropriate committees of the
19 legislature by December 1, 2022, and a final report must be submitted
20 by June 30, 2023.

21 (11) \$150,000 of the general fund—state appropriation for fiscal
22 year 2023 is provided solely for the board to study the statewide
23 limit of retail cannabis outlets and the practice of assigning retail
24 licenses by city, to determine if the practice is sufficient to meet
25 the consumption rate and population of the state as well as the
26 legislature's social equity goals.

27 **Sec. 141.** 2021 c 334 s 143 (uncodified) is amended to read as
28 follows:

29 **FOR THE UTILITIES AND TRANSPORTATION COMMISSION**

30	General Fund—State Appropriation (FY 2022)	((\$251,000))
31		<u>\$515,000</u>
32	General Fund—State Appropriation (FY 2023)	((\$199,000))
33		<u>\$835,000</u>
34	General Fund—Private/Local Appropriation.	((\$16,591,000))
35		<u>\$16,887,000</u>
36	Public Service Revolving Account—State Appropriation. ((\$42,430,000))	
37		<u>\$43,983,000</u>
38	Public Service Revolving Account—Federal	

1	Appropriation.	((\$100,000))
2		<u>\$108,000</u>
3	Pipeline Safety Account—State Appropriation.	((\$3,435,000))
4		<u>\$3,578,000</u>
5	Pipeline Safety Account—Federal Appropriation.	((\$3,140,000))
6		<u>\$3,247,000</u>
7	TOTAL APPROPRIATION.	((\$66,146,000))
8		<u>\$69,153,000</u>

9 The appropriations in this section are subject to the following
10 conditions and limitations:

11 (1) Up to \$800,000 of the public service revolving account—state
12 appropriation in this section is for the utilities and transportation
13 commission to supplement funds committed by a telecommunications
14 company to expand rural broadband service on behalf of an eligible
15 governmental entity. The amount in this subsection represents
16 payments collected by the utilities and transportation commission
17 pursuant to the Qwest performance assurance plan.

18 (2) \$137,000 of the public service revolving account—state
19 appropriation is provided solely for the implementation of Engrossed
20 Second Substitute Senate Bill No. 5126 (climate commitment act). (~~If~~
21 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
22 ~~subsection shall lapse.))~~

23 (3) \$179,000 of the public service revolving account—state
24 appropriation is provided solely for the implementation of Engrossed
25 Substitute Senate Bill No. 5295 (gas & electric rates). (~~If the bill~~
26 ~~is not enacted by June 30, 2021, the amount provided in this~~
27 ~~subsection shall lapse.))~~

28 (4) (a) \$251,000 of the general fund—state appropriation for
29 fiscal year 2022 and \$199,000 of the general fund—state appropriation
30 for fiscal year 2023 are provided solely for the commission to
31 examine feasible and practical pathways for investor-owned electric
32 and natural gas utilities to contribute their share to greenhouse gas
33 emissions reductions as described in RCW 70A.45.020, and the impacts
34 of energy decarbonization on residential and commercial customers and
35 the electrical and natural gas utilities that serve them.

36 (b) The examination required in (a) of this subsection must
37 identify and consider:

38 (i) How natural gas utilities can decarbonize;

1 (ii) The impacts of increased electrification on the ability of
2 electric utilities to deliver services to current natural gas
3 customers reliably and affordably;

4 (iii) The ability of electric utilities to procure and deliver
5 electric power to reliably meet that load;

6 (iv) The impact on regional electric system resource adequacy,
7 and the transmission and distribution infrastructure requirements for
8 such a transition;

9 (v) The costs and benefits to residential and commercial
10 customers, including environmental, health, and economic benefits;

11 (vi) Equity considerations and impacts to low-income customers
12 and highly impacted communities; and

13 (vii) Potential regulatory policy changes to facilitate
14 decarbonization of the services that gas companies provide while
15 ensuring customer rates are fair, just, reasonable, and sufficient.

16 (c) The commission may require data and analysis from investor-
17 owned natural gas and electric utilities, and consumer owned
18 utilities may submit data to the commission to inform the
19 investigation. The results of the examination must be reported to the
20 appropriate legislative committees by June 1, 2023.

21 (5) \$76,000 of the public service revolving account—state
22 appropriation is provided solely to implement Engrossed Third
23 Substitute House Bill No. 1091 (transportation fuel/carbon). (~~If the~~
24 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
25 ~~subsection shall lapse.~~)

26 (6) \$36,000 of the public service revolving account—state
27 appropriation is provided solely for the implementation of Substitute
28 House Bill No. 1114 (urban heat island mitigation). (~~If the bill is~~
29 ~~not enacted by June 30, 2021, the amount provided in this subsection~~
30 ~~shall lapse.~~)

31 (7) \$358,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided solely for implementation of Substitute Senate
33 Bill No. 5678 (energy project orders). If the bill is not enacted by
34 June 30, 2022, the amount provided in this subsection shall lapse.

35 (8) \$23,000 of the general fund—state appropriation for fiscal
36 year 2023 and \$56,000 of the pipeline safety account—state
37 appropriation are provided solely for implementation of Substitute
38 Senate Bill No. 5910 (hydrogen). If the bill is not enacted by June
39 30, 2022, the amounts provided in this subsection shall lapse.

1 (9) \$8,000 of the public service revolving account—state
2 appropriation is provided solely for implementation of Engrossed
3 Second Substitute Senate Bill No. 5803 (wildfire/electric utilities).
4 If the bill is not enacted by June 30, 2022, the amount provided in
5 this subsection shall lapse.

6 (10) \$50,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for commission to coordinate with the
8 office of the insurance commissioner to convene a utility liability
9 insurance work group and report its finding to the governor and the
10 appropriate committees of the legislature by June 1, 2023.

11 **Sec. 142.** 2021 c 334 s 144 (uncodified) is amended to read as
12 follows:

13 **FOR THE MILITARY DEPARTMENT**

14	General Fund—State Appropriation (FY 2022).	((\$10,500,000))
15		<u>\$10,015,000</u>
16	General Fund—State Appropriation (FY 2023).	((\$9,502,000))
17		<u>\$11,532,000</u>
18	General Fund—Federal Appropriation.	((\$120,157,000))
19		<u>\$122,051,000</u>
20	Enhanced 911 Account—State Appropriation.	((\$53,834,000))
21		<u>\$54,044,000</u>
22	Disaster Response Account—State Appropriation.	((\$42,370,000))
23		<u>\$75,579,000</u>
24	Disaster Response Account—Federal Appropriation.	((\$920,106,000))
25		<u>\$1,068,850,000</u>
26	Military Department Rent and Lease Account—State	
27	Appropriation.	((\$994,000))
28		<u>\$1,001,000</u>
29	Military Department Active State Service Account—	
30	State Appropriation.	\$400,000
31	Oil Spill Prevention Account—State Appropriation.	\$1,040,000
32	Worker and Community Right to Know Fund—State	
33	Appropriation.	((\$1,832,000))
34		<u>\$1,923,000</u>
35	TOTAL APPROPRIATION.	((\$1,160,735,000))
36		<u>\$1,346,435,000</u>

37 The appropriations in this section are subject to the following
38 conditions and limitations:

1 (1) The military department shall submit a report to the office
2 of financial management and the legislative fiscal committees by
3 February 1st and October 31st of each year detailing information on
4 the disaster response account, including: (a) The amount and type of
5 deposits into the account; (b) the current available fund balance as
6 of the reporting date; and (c) the projected fund balance at the end
7 of the 2021-2023 biennium based on current revenue and expenditure
8 patterns.

9 (2) \$40,000,000 of the general fund—federal appropriation is
10 provided solely for homeland security, subject to the following
11 conditions: Any communications equipment purchased by local
12 jurisdictions or state agencies shall be consistent with standards
13 set by the Washington state interoperability executive committee.

14 (3) \$11,000,000 of the enhanced 911 account—state appropriation
15 is provided solely for financial assistance to counties.

16 (4) \$784,000 of the disaster response account—state appropriation
17 is provided solely for fire suppression training, equipment, and
18 supporting costs to national guard soldiers and airmen.

19 (5) \$200,000 of the military department rental and lease account—
20 state appropriation is provided solely for maintenance staff.

21 (6) (~~(\$1,000,000)~~) \$300,000 of the general fund—state
22 appropriation for fiscal year 2022 (~~(is)~~) and \$700,000 of the
23 disaster response account—state appropriation are provided solely for
24 grants to assist eligible individuals and families with the purchase
25 of household appliances, home repair, and home replacement including
26 construction, building materials, site preparation, and permitting
27 fees. The maximum grant to an eligible individual or household is
28 \$2,500. Grants will be awarded on a first-come, first-serve basis
29 subject to availability of amounts provided in this subsection. For
30 purposes of this subsection, "household appliance" means a machine
31 that assists with household functions such as cooking, cleaning and
32 food preservation. To be eligible, an individual or family must:

33 (a) Be a resident of Douglas, Okanogan, Pierce, or Whitman
34 county;

35 (b) Have suffered damage to their home or was displaced from a
36 rental unit used as their primary residence due to a wildfire
37 occurring in fiscal year 2021;

38 (c) Not have or have inadequate private insurance to cover the
39 cost of household appliance replacement;

1 (d) Not qualify for individual assistance through the federal
2 emergency management agency; and

3 (e) Meet one of the following criteria:

4 (i) Is disabled;

5 (ii) Has a household income equal to or less than 80 percent of
6 county median household income;

7 (iii) The home qualified for the property tax exemption program
8 in RCW 84.36.379 through 84.36.389; or

9 (iv) The home qualified for the property tax deferral program in
10 chapter 84.38 RCW.

11 (7) \$2,136,000 of the general fund—federal appropriation (ARPA)
12 is provided solely for the department to administer the emergency
13 management performance grants according to federal laws and
14 guidelines.

15 (8) \$3,808,000 of the disaster response account—state
16 appropriation and \$46,039,000 of the disaster response account—
17 federal appropriation are provided solely for agency costs for
18 acquiring personal protective equipment as listed in LEAP omnibus
19 document 2021-FEMA PPE, dated April 24, 2021. The department must
20 coordinate with the agencies who have costs listed in LEAP omnibus
21 document 2021-FEMA PPE, dated April 24, 2021, to ensure application
22 to the federal emergency management agency for reimbursement.

23 (9)(a) \$251,000 of the general fund—state appropriation for
24 fiscal year 2022 and (~~(\$250,000)~~) \$775,000 of the general fund—state
25 appropriation for fiscal year 2023 are provided solely for the
26 military department to facilitate a task force to conduct a
27 comprehensive after-action review of the statewide pandemic response
28 and recovery.

29 (b) The task force is composed of the following members:

30 (i) One member from each of the two largest caucuses of the
31 senate, appointed by the president of the senate;

32 (ii) One member from each of the two largest caucuses of the
33 house of representatives, appointed by the speaker of the house of
34 representatives;

35 (iii) The secretary of the department of health, or the
36 secretary's designee;

37 (iv) The adjutant general of the military department, or the
38 adjutant general's designee;

1 (v) The commissioner of the employment security department, or
2 the commissioner's designee;

3 (vi) The director of the department of financial institutions, or
4 the director's designee;

5 (vii) The insurance commissioner, or the commissioner's designee;

6 (viii) The secretary of the department of social and health
7 services, or the secretary's designee;

8 (ix) The superintendent of public instruction, or the
9 superintendent's designee;

10 (x) The director of the department of labor and industries, or
11 the director's designee;

12 (xi) The director of the department of commerce, or the
13 director's designee;

14 (xii) The director of the department of enterprise services, or
15 the director's designee;

16 (xiii) The secretary of the department of transportation, or the
17 secretary's designee;

18 (xiv) The director of the department of licensing, or the
19 director's designee;

20 (xv) The director of the office of financial management, or the
21 director's designee;

22 (xvi) The director of the health care authority, or the
23 director's designee;

24 (xvii) The executive director of the pharmacy quality assurance
25 commission, or the executive director's designee;

26 (xviii) One member representing the Washington association of
27 sheriffs and police chiefs;

28 (xix) One member representing the association of Washington
29 businesses; and

30 (xx) Additional members to be appointed by the governor, as
31 follows:

32 (A) One member representing the office of the governor;

33 (B) One member representing the association of Washington cities;

34 (C) One member representing the Washington state association of
35 counties;

36 (D) One member representing emergency and transitional housing
37 providers;

38 (E) One member representing a statewide association representing
39 physicians;

1 (F) One member representing a statewide association representing
2 nurses;

3 (G) One member representing a statewide association representing
4 hospitals;

5 (H) One member representing community health centers;

6 (I) Two members representing local public health officials;

7 (J) Two members representing local emergency management agencies,
8 one member located west of the crest of the Cascade mountains and one
9 member located east of the crest of the Cascade mountains;

10 (K) At least one member representing federally recognized tribes;

11 (L) Up to 10 members representing demographic groups that have
12 been disproportionately impacted by the COVID-19 pandemic, that
13 include, but are not limited to, individuals of different race,
14 class, gender, ethnicity, and immigration status;

15 (M) One member representing leisure and hospitality industries;

16 (N) One member representing education services; and

17 (O) One member representing manufacturing and trade industries.

18 (c) The adjutant general, or the adjutant general's designee, and
19 the secretary of the department of health, or the secretary's
20 designee, shall cochair the task force and convene its initial
21 meeting.

22 (d) (i) The task force shall conduct the comprehensive after-
23 action review of the COVID-19 pandemic response in accordance with
24 established national standards for emergency or disaster after-action
25 reviews. In order to improve the response to and recovery from future
26 pandemics, the task force shall develop lessons learned and make
27 recommendations that include, but are not limited to, the following:

28 (A) Aspects of the COVID-19 response that may inform future
29 pandemic and all-hazards responses;

30 (B) Emergency responses that would benefit the business community
31 and workers during a pandemic;

32 (C) Standards regarding flexible rent and repayment plans for
33 residential and commercial tenants during a pandemic;

34 (D) Whether establishing regional emergency management agencies
35 would benefit Washington state emergency response to future
36 pandemics;

37 (E) Gaps and needs for volunteers to support medical
38 professionals in performing their pandemic emergency response
39 functions within Washington state;

1 (F) Gaps and needs for tools to measure the scale of an impact
2 caused by a pandemic and tailoring the pandemic response to affected
3 regions based on the scale of the impact in those regions;

4 (G) Gaps and needs in health care system capacity and case
5 tracking, monitoring, control, isolation and quarantine, and
6 deploying medical supplies and personnel; and

7 (H) Implementing guidelines for school closures during a
8 pandemic.

9 (ii) The topics identified in (i) of this subsection (7)(d) are
10 intended to be illustrative but not exhaustive. The task force should
11 consider issues relating to equity, disparities, and discrimination
12 in each topic it studies and for which it makes recommendations.

13 (e) The military department must provide staff support for the
14 task force. The military department may employ staff and contracted
15 support to fulfill the requirements of this subsection.

16 (f) The task force shall consult with owners of small businesses,
17 epidemiologists, and representatives of immigrant communities.

18 (g) Legislative members of the task force are reimbursed for
19 travel expenses in accordance with RCW 44.04.120. Nonlegislative
20 members shall be reimbursed for travel expenses in accordance with
21 chapter 43.03 RCW.

22 (h) The task force shall report its initial findings and
23 recommendations to the governor and the appropriate committees of the
24 legislature by June 30, 2022. The task force shall report its final
25 findings and recommendations to the governor and the appropriate
26 committees of the legislature by June 30, 2023.

27 (10)(a) Within amounts appropriated in this act, the department
28 must coordinate with the department of commerce in the administration
29 of the grant program created in section 129(88) of this act.

30 (b) If the federal emergency management agency provides
31 reimbursement for any portion of the costs incurred by a city or
32 county that were paid for using state grant funding provided under
33 section 129(88) of this act, the military department shall remit the
34 reimbursed funds to the state general fund.

35 (c) The department must provide technical assistance for the
36 public assistance program application process to applicants to the
37 grant program created in section 129(88) of this act.

38 (11) \$438,000 of the disaster response account—state
39 appropriation is provided solely for a dedicated access and
40 functional needs program manager, access and functional need

1 services, and a dedicated tribal liaison to assist with disaster
2 preparedness and response.

3 (12) \$275,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for the department to provide a grant to
5 the Ruckelshaus center to compare traditional decision making systems
6 with other decision making structures and provide recommendations for
7 future emergency responses.

8 (13) \$300,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for the department to contract for the
10 development of a plan for a state-level disaster individual
11 assistance program. The program should be modeled after successful
12 programs in other states and be linked to complimentary programs at
13 agencies such as the departments of commerce and social and health
14 services, and the office of the governor. The fully developed program
15 will detail the establishment, operations, and maintenance of a
16 state-level disaster individual assistance program. A report
17 detailing findings and recommendations for creating the program shall
18 be delivered to the appropriate legislative committees by June 30,
19 2023.

20 (14) \$15,000 of the enhanced 911 account—state appropriation is
21 provided solely for implementation of Substitute Senate Bill No. 5555
22 (safety telecommunicators). If the bill is not enacted by June 30,
23 2022, the amount provided in this subsection shall lapse.

24 (15) \$7,500,000 of the disaster response account—state
25 appropriation is provided solely for the department to make grants to
26 assist in the flood recovery efforts in Whatcom county.

27 (16) \$4,853,000 of the disaster response account—state
28 appropriation is provided solely for the department to use as
29 matching funds for the federal emergency management agency building
30 resilient infrastructure and communities (BRIC) grant program.

31 **Sec. 143.** 2021 c 334 s 145 (uncodified) is amended to read as
32 follows:

33 **FOR THE PUBLIC EMPLOYMENT RELATIONS COMMISSION**

34 General Fund—State Appropriation (FY 2022).	((\$2,401,000))
	<u>\$2,403,000</u>
36 General Fund—State Appropriation (FY 2023).	((\$2,371,000))
37	<u>\$2,452,000</u>
38 Personnel Service Account—State Appropriation.	((\$4,382,000))

1		<u>\$4,457,000</u>
2	Higher Education Personnel Services Account—State	
3	Appropriation.	((\$1,407,000))
4		<u>\$1,430,000</u>
5	TOTAL APPROPRIATION.	((\$10,561,000))
6		<u>\$10,742,000</u>

7 The appropriations in this section are subject to the following
8 conditions and limitations: \$52,000 of the general fund—state
9 appropriation for fiscal year 2022 and \$5,000 of the general fund—
10 state appropriation for fiscal year 2023 are provided solely for the
11 implementation of Substitute Senate Bill No. 5055 (law enforcement
12 grievances). (~~If the bill is not enacted by June 30, 2021, the~~
13 ~~amounts provided in this subsection shall lapse.~~)

14 **Sec. 144.** 2021 c 334 s 146 (uncodified) is amended to read as
15 follows:

16 **FOR THE BOARD OF ACCOUNTANCY**

17	Certified Public Accountants' Account—State	
18	Appropriation.	((\$4,438,000))
19		<u>\$4,483,000</u>
20	TOTAL APPROPRIATION.	((\$4,438,000))
21		<u>\$4,483,000</u>

22 **Sec. 145.** 2021 c 334 s 147 (uncodified) is amended to read as
23 follows:

24 **FOR THE BOARD FOR VOLUNTEER FIREFIGHTERS**

25	Volunteer Firefighters' and Reserve Officers'	
26	Administrative Account—State Appropriation.	((\$4,960,000))
27		<u>\$4,977,000</u>
28	TOTAL APPROPRIATION.	((\$4,960,000))
29		<u>\$4,977,000</u>

30 The appropriation in this section is subject to the following
31 conditions and limitations: \$3,930,000 of the volunteer firefighters'
32 and reserve officers' administrative account—state appropriation is
33 provided solely for a benefits management system, and is subject to
34 the conditions, limitations, and review requirements of section 701
35 of this act.

1 **Sec. 146.** 2021 c 334 s 148 (uncodified) is amended to read as
 2 follows:

3 **FOR THE FORENSIC INVESTIGATION COUNCIL**

Death Investigations Account—State Appropriation.	\$753,000
TOTAL APPROPRIATION.	\$753,000

6 The appropriation in this section is subject to the following
 7 conditions and limitations:

8 (1) (a) \$250,000 of the death investigations account—state
 9 appropriation is provided solely for providing financial assistance
 10 to local jurisdictions in multiple death investigations. The forensic
 11 investigation council shall develop criteria for awarding these funds
 12 for multiple death investigations involving an unanticipated,
 13 extraordinary, and catastrophic event or those involving multiple
 14 jurisdictions.

15 (b) Of the amounts provided in this subsection, \$30,000 of the
 16 death investigations account—state appropriation is provided solely
 17 for the Adams county crime lab to investigate a double homicide that
 18 occurred in fiscal year 2021.

19 (2) \$210,000 of the death investigations account—state
 20 appropriation is provided solely for providing financial assistance
 21 to local jurisdictions in identifying human remains.

22 (3) Within the amount appropriated in this section, the forensic
 23 investigation council may enter into an interagency agreement with
 24 the department of enterprise services for the department to provide
 25 services related to public records requests, to include responding
 26 to, or assisting the council in responding to, public disclosure
 27 requests received by the council.

28 **Sec. 147.** 2021 c 334 s 149 (uncodified) is amended to read as
 29 follows:

30 **FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

General Fund—State Appropriation (FY 2022).	((5,976,000))
	<u>\$7,019,000</u>
General Fund—State Appropriation (FY 2023).	((5,833,000))
	<u>\$7,006,000</u>
General Fund—Private/Local Appropriation.	\$102,000
Building Code Council Account—State Appropriation.	((1,825,000))
	<u>\$2,275,000</u>
<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	

1	<u>Appropriation.</u>	<u>\$2,952,000</u>
2	TOTAL APPROPRIATION.	((\$13,736,000))
3		<u>\$19,354,000</u>

4 The appropriations in this section are subject to the following
5 conditions and limitations:

6 (1) ((~~\$5,208,000~~)) \$6,154,000 of the general fund—state
7 appropriation for fiscal year 2022 and ((~~\$5,269,000~~)) \$6,178,000 of
8 the general fund—state appropriation for fiscal year 2023 are
9 provided solely for the payment of facilities and services charges to
10 include campus rent, ((~~utilities~~)) parking, ((~~and~~)) security,
11 contracts, public and historic facilities charges, and capital
12 projects surcharges allocable to the senate, house of
13 representatives, statute law committee, legislative support services,
14 and joint legislative systems committee. The department shall
15 allocate charges attributable to these agencies among the affected
16 revolving funds. The department shall maintain an interagency
17 agreement with these agencies to establish performance standards,
18 prioritization of preservation and capital improvement projects, and
19 quality assurance provisions for the delivery of services under this
20 subsection. The legislative agencies named in this subsection shall
21 continue to enjoy all of the same rights of occupancy and space use
22 on the capitol campus as historically established.

23 (2) Before any agency may purchase a passenger motor vehicle as
24 defined in RCW 43.19.560, the agency must have written approval from
25 the director of the department of enterprise services. Agencies that
26 are exempted from the requirement are the Washington state patrol,
27 Washington state department of transportation, and the department of
28 natural resources.

29 (3) From the fee charged to master contract vendors, the
30 department shall transfer to the office of minority and women's
31 business enterprises in equal monthly installments \$1,500,000 in
32 fiscal year 2022 and \$1,300,000 in fiscal year 2023.

33 (4) Within existing resources, beginning October 31, 2021, the
34 department, in collaboration with consolidated technology services,
35 must provide a report to the governor and fiscal committees of the
36 legislative by October 31 of each calendar year that reflects
37 information technology contract information based on a contract
38 snapshot from June 30 of that same calendar year, and must also
39 include any contract that was active since July 1 of the previous

1 calendar year. The department will coordinate to receive contract
2 information for all contracts to include those where the department
3 has delegated authority so that the report includes statewide
4 contract information. The report must contain a list of all
5 information technology contracts to include the agency name, contract
6 number, vendor name, contract term start and end dates, contract
7 dollar amount in total, and contract dollar amounts by state fiscal
8 year. The report must also include, by contract, the contract
9 spending projections by state fiscal year for each ensuing state
10 fiscal year through the contract term, and note the type of service
11 delivered. The list of contracts must be provided electronically in
12 Excel and be sortable by all field requirements. The report must also
13 include trend analytics on information technology contracts, and
14 recommendations for reducing costs where possible.

15 (5) \$162,000 of the general fund—state appropriation in fiscal
16 year 2022 and \$162,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for the department to waive rent
18 fees and charges through June 30, 2023, for vendors who are blind
19 business enterprise program licensees by the department of services
20 for the blind and who lease space and operate food service
21 businesses, inclusive of delis, cafeterias, and espresso stands, in
22 state government buildings.

23 (6) Within existing resources, the state building code council,
24 in collaboration with the LGBTQ commission, must develop a plan to
25 incorporate into future Washington state building codes options for
26 the design and construction of inclusive bathroom facilities that are
27 consistent with a person's own gender expression or gender identity.
28 Coordination must begin by September 1, 2021, and a preliminary
29 report of the plan is due by September 1, 2022.

30 (7)(a) The department must work with the office of financial
31 management to identify leases that will be up for renewal effective
32 July 1, 2022, through June 30, 2024.

33 (b) The department must collaborate with the office of financial
34 management on reduction in leased office space by agency for fiscal
35 years 2024 and 2025.

36 (8)(a) The department must work collaboratively with at least
37 each state agency that has fleet vehicles to discuss the agency need
38 for the number of fleet vehicles each agency has as of July 1, 2021.
39 The department must identify and report, at least:

1 (i) The count of fleet vehicles by agency by type, and the cost
2 by fund source by fiscal year for fiscal year 2019, 2020, 2021, 2022,
3 and 2023 for agency fleet vehicles;

4 (ii) The mileage data by agency by fleet vehicle for fiscal year
5 2019, 2020, and 2021, and the estimates for fiscal year 2022 and
6 2023; and

7 (iii) The business justification for the amount of fleet vehicles
8 in fiscal year 2022 and 2023, by agency, given the change in business
9 practice from in-person to remote work and video conferencing that
10 began in 2020.

11 (b) The department must submit the report to fiscal and
12 appropriate policy committees of the legislature by December 1, 2021.

13 (9) (a) The department must examine the motor pool fleet to
14 determine the need for the number of vehicles. The department must
15 identify, at least:

16 (i) The count of motor pool vehicles by type;

17 (ii) The cost recovery needed by fiscal year for fiscal year
18 2021, 2022, and 2023. This must include the anticipated recovery by
19 fund source by fiscal year for fiscal year 2021, 2022, and 2023;

20 (iii) The mileage data by motor pool vehicle for fiscal year
21 2019, 2020, and 2021, and the estimates for 2022 and 2023; and

22 (iv) The business justification for the amount of motor vehicles
23 in fiscal year 2022 and 2023, given the change in business practice
24 from in-person to remote work and video conferencing.

25 (b) The department must report to fiscal and appropriate policy
26 committees of the legislature by December 1, 2021.

27 (10) \$69,000 of the building code council account—state
28 appropriation is provided solely for implementation of Engrossed
29 Substitute House Bill No. 1184 (risk-based water quality standards).
30 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
31 ~~this subsection shall lapse.~~)

32 (11) Within existing resources, the department must continue to
33 prioritize the new diversity, equity, and inclusion training. This
34 includes the department using the developed diversity, equity, and
35 inclusion training curriculum that consists of at least five modules,
36 and the department must start the trainings in fiscal year 2022 as
37 outlined in their plan for training deployment.

38 (12) \$167,000 of the general fund—state appropriation for fiscal
39 year 2023 is provided solely for the department to prepare a state
40 fleets zero emission vehicle implementation strategy, in

1 collaboration with the state efficiency and environmental performance
2 program, as outlined in executive order 21-04. The department must
3 develop a state fleet vehicle charging plan and submit a draft plan
4 to fiscal committees of the legislature by June 30, 2023.

5 (13) General fund—state appropriations for expenditure in the
6 state vehicle parking account and the enterprise services account
7 provided in part VII of this act are one-time only.

8 (14) \$2,952,000 of the coronavirus state fiscal recovery fund—
9 state appropriation is provided solely for zero emission electric
10 vehicle supply equipment infrastructure at state-owned facilities to
11 accommodate charging station installation. The electric vehicle
12 charging equipment must allow for the collection of usage data and
13 must be coordinated with the state efficiency and environmental
14 performance program. The department must prioritize locations based
15 on state efficiency and environmental performance location
16 priorities, and at least where zero emission fleet vehicles are
17 scheduled to be purchased in fiscal year 2023. The department must
18 report when and where the equipment was installed, usage data at each
19 charging station, and the state agencies and state facilities that
20 benefit from the installation of the charging station to the fiscal
21 committees of the legislature by June 30, 2023, for those installed
22 in fiscal year 2023, and each fiscal year thereafter if further
23 funding is provided. The department shall collaborate with the
24 interagency electric vehicle coordinating council established in
25 Engrossed Substitute Senate Bill No. 5974 (transportation resources)
26 to implement this subsection and must work to meet benchmarks
27 established in Engrossed Substitute Senate Bill No. 5974
28 (transportation resources).

29 **Sec. 148.** 2021 c 334 s 150 (uncodified) is amended to read as
30 follows:

31 **FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION**

32	General Fund—State Appropriation (FY 2022).	((\$2,736,000))
33		<u>\$2,717,000</u>
34	General Fund—State Appropriation (FY 2023).	((\$2,779,000))
35		<u>\$3,255,000</u>
36	General Fund—Federal Appropriation.	((\$2,948,000))
37		<u>\$3,178,000</u>
38	General Fund—Private/Local Appropriation.	\$14,000

1 TOTAL APPROPRIATION. (~~(\$8,477,000)~~)
2 \$9,164,000

3 The appropriations in this section are subject to the following
4 conditions and limitations:

5 (1) \$103,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$103,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for archaeological
8 determinations and excavations of inadvertently discovered skeletal
9 human remains, and removal and reinterment of such remains when
10 necessary.

11 (2) \$500,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$550,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the Washington main street
14 program, including \$150,000 of the general fund—state appropriation
15 for fiscal year 2022 and \$200,000 of the general fund—state
16 appropriation for fiscal year 2023 provided solely for a pilot
17 project grant program for affiliate main street programs. From the
18 amount provided in this subsection, the department may provide grants
19 of up to \$40,000 to the affiliate main street programs for staffing
20 costs, capacity building, and other costs associated with
21 establishing a local nonprofit organization focused solely on
22 downtown revitalization. The department must prioritize affiliate
23 main street programs in locations with a population under 20,000.

24 (3) \$100,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely for a nonprofit to produce and share
26 materials that explore the history of waterfront park and Seattle's
27 central waterfront.

28 **Sec. 149.** 2021 c 334 s 151 (uncodified) is amended to read as
29 follows:

30 **FOR THE CONSOLIDATED TECHNOLOGY SERVICES AGENCY**

31 General Fund—State Appropriation (FY 2022). \$581,000
32 General Fund—State Appropriation (FY 2023). (~~(\$531,000)~~)
33 \$631,000
34 Consolidated Technology Services Revolving Account—
35 State Appropriation. (~~(\$53,030,000)~~)
36 \$70,795,000
37 TOTAL APPROPRIATION. (~~(\$54,142,000)~~)
38 \$72,007,000

1 The appropriations in this section are subject to the following
2 conditions and limitations:

3 (1) (~~(\$11,623,000)~~) \$11,598,000 of the consolidated technology
4 services revolving account—state appropriation is provided solely for
5 the office of the chief information officer. Of this amount:

6 (a) \$2,000,000 of the consolidated technology services revolving
7 account—state appropriation is provided solely for experienced
8 information technology project managers to provide critical support
9 to agency IT projects that are under oversight from the office of the
10 chief information officer. The staff or vendors will:

11 (i) Provide master level project management guidance to agency IT
12 stakeholders;

13 (ii) Consider statewide best practices from the public and
14 private sectors, independent review and analysis, vendor management,
15 budget and timing quality assurance and other support of current or
16 past IT projects in at least Washington state and share these with
17 agency IT stakeholders and legislative fiscal staff at least
18 (~~(quarterly)~~) twice annually and post these to the statewide IT
19 dashboard; and

20 (iii) Provide independent recommendations to legislative fiscal
21 committees by December of each calendar year on oversight of IT
22 projects to include opportunities for accountability and performance
23 metrics.

24 (b) \$2,960,000 of the consolidated technology services revolving
25 account—state appropriation is provided solely for the office of
26 privacy and data protection.

27 (2) (~~(\$12,393,000)~~) \$12,168,000 of the consolidated technology
28 services revolving account—state appropriation is provided solely for
29 the office of cyber security.

30 (3) The consolidated technology services agency shall work with
31 customer agencies using the Washington state electronic records vault
32 (WASERV) to identify opportunities to:

33 (a) Reduce storage volumes and costs associated with vault
34 records stored beyond the agencies' record retention schedules; and

35 (b) Assess a customized service charge as defined in chapter 304,
36 Laws of 2017 for costs of using WASERV to prepare data compilations
37 in response to public records requests.

38 (4) (a) In conjunction with the office of the chief information
39 officer's prioritization of proposed information technology

1 expenditures, agency budget requests for proposed information
2 technology expenditures must include the following:

3 (i) The agency's priority ranking of each information technology
4 request;

5 (ii) The estimated cost by fiscal year and by fund for the
6 current biennium;

7 (iii) The estimated cost by fiscal year and by fund for the
8 ensuing biennium;

9 (iv) The estimated total cost for the current and ensuing
10 biennium;

11 (v) The total cost by fiscal year, by fund, and in total, of the
12 information technology project since it began;

13 (vi) The estimated cost by fiscal year and by fund over all
14 biennia through implementation and close out and into maintenance and
15 operations;

16 (vii) The estimated cost by fiscal year and by fund for service
17 level agreements once the project is implemented;

18 (viii) The estimated cost by fiscal year and by fund for agency
19 staffing for maintenance and operations once the project is
20 implemented; and

21 (ix) The expected fiscal year when the agency expects to complete
22 the request.

23 (b) The office of the chief information officer and the office of
24 financial management may request agencies to include additional
25 information on proposed information technology expenditure requests.

26 (5) The consolidated technology services agency must not increase
27 fees charged for existing services without prior approval by the
28 office of financial management. The agency may develop fees to
29 recover the actual cost of new infrastructure to support increased
30 use of cloud technologies.

31 (6) Within existing resources, the agency must provide oversight
32 of state procurement and contracting for information technology goods
33 and services by the department of enterprise services.

34 (7) Within existing resources, the agency must host, administer,
35 and support the state employee directory in an online format to
36 provide public employee contact information.

37 (8) The health care authority, the health benefit exchange, the
38 department of social and health services, the department of health,
39 and the department of children, youth, and families shall work
40 together within existing resources to establish the health and human

1 services enterprise coalition (the coalition). The coalition, led by
2 the health care authority, must be a multi-organization collaborative
3 that provides strategic direction and federal funding guidance for
4 projects that have cross-organizational or enterprise impact,
5 including information technology projects that affect organizations
6 within the coalition. The office of the chief information officer
7 shall maintain a statewide perspective when collaborating with the
8 coalition to ensure that the development of projects identified in
9 this report and all those projects undertaken by the coalition are
10 planned for in a manner that ensures the efficient use of state
11 resources, supports the adoption of a cohesive technology and data
12 architecture, and maximizes federal financial participation.
13 Beginning July 31, 2022, and by July 31st each year, the office of
14 the chief information officer shall collect from the coalition
15 information to produce summaries and budget detail sufficient to
16 allow review, analysis, and documentation of all current and proposed
17 expenditures for coalition information technology projects that are
18 in progress or anticipated to start within this biennium. The office
19 must also complete a services consultation with the coalition on any
20 and all active coalition projects each August, effective August 1,
21 2022, regardless of whether any coalition agency will ask for new
22 funding through the budget process, and include projects the
23 coalition is working on with base funding or other funding
24 arrangements. As a result of this consultation, the office of the
25 chief information officer must add a prioritized recommendation of
26 the projects reviewed and submit that to fiscal committees of the
27 legislature each October 31st, effective October 31, 2022. The work
28 of the coalition and any project identified as a coalition project is
29 subject to the conditions, limitations, and review provided in
30 section 701 of this act.

31 (9) (~~(\$4,303,000)~~) \$4,380,000 of the consolidated technology
32 services revolving account—state appropriation is provided solely for
33 the creation and ongoing delivery of information technology services
34 tailored to the needs of small agencies. The scope of services must
35 include, at a minimum, full-service desktop support, service
36 assistance, security, and consultation.

37 (10) (~~(\$23,150,000)~~) \$23,204,000 of the consolidated technology
38 services revolving account—state appropriation is provided solely for
39 the procurement and distribution of Microsoft 365 licenses which must
40 include advanced security features and cloud-based private branch

1 exchange capabilities for state agencies. The office must report
2 annually to fiscal committees of the legislature beginning December
3 31, 2021, and each December 31 thereafter, on the count and type of
4 licenses distributed by consolidated technology services to each
5 state agency. The report must also separately report on the count and
6 type of Microsoft 365 licenses that state agencies have in addition
7 to those that are distributed by consolidated technology services so
8 that the total count, type of license, and cost is known for
9 statewide Microsoft 365 licenses.

10 (11)(a) The statewide information technology dashboard elements
11 must include, at a minimum, the:

12 (i) Start date of the project;

13 (ii) End date of the project, when the project will close out and
14 implementation will commence;

15 (iii) Term of the project in state fiscal years across all
16 biennia to reflect the start of the project through the end of the
17 project;

18 (iv) Total project cost from start date through the end date of
19 the project in total dollars, and a subtotal of near general fund
20 outlook;

21 (v) Near general fund outlook budget and actual spending in total
22 dollars and by fiscal month for central service agencies that bill
23 out project costs;

24 (vi) Start date of maintenance and operations;

25 (vii) Estimated annual state fiscal year cost of maintenance and
26 operations after implementation and close out;

27 (viii) Actual spending by state fiscal year and in total for
28 state fiscal years that have closed;

29 (ix) Date a feasibility study was completed; and

30 (x) A list of funding received by fiscal year by enacted session
31 law, and how much was received citing chapter law as a list of
32 funding provided by fiscal year.

33 (b) The office of the chief information officer may recommend
34 additional elements to include but must have agreement with
35 legislative fiscal committees and the office of financial management
36 prior to including additional elements.

37 (c) The agency must ensure timely posting of project data on the
38 statewide information technology dashboard for at least each project
39 funded in the budget and under oversight to include, at a minimum,
40 posting on the dashboard:

1 (i) The budget funded level by project for each project under
2 oversight within 30 calendar days of the budget being signed into
3 law;

4 (ii) The project historical expenditures through fiscal year
5 2021, by December 31, 2021, for all projects that started prior to
6 July 1, 2021;

7 (iii) The project historical expenditures through fiscal year
8 2022, by December 31, 2022, for all projects that started prior to
9 July 1, 2022; and

10 (iv) Whether each project has completed a feasibility study.

11 (12) Within existing resources, consolidated technology services
12 must collaborate with the department of enterprise services on the
13 annual contract report that provides information technology contract
14 information. Consolidated technology services will:

15 (a) Provide ~~((App tie))~~ data to the department of enterprise
16 services annually beginning September 1, 2021, and each September 1
17 of each year; and

18 (b) Provide analysis on contract information for all agencies
19 comparing spending across state fiscal years by, at least, the
20 contract spending towers.

21 ~~((13)) (\$129,000 of the consolidated technology services revolving
22 account state appropriation is provided solely for implementation of
23 Second Substitute Senate Bill No. 5062 (data). If the bill is not
24 enacted by June 30, 2021, the amount provided in this subsection
25 shall lapse.~~

26 ~~((14))~~ \$12,000 of the general fund—state appropriation for fiscal
27 year 2022 is provided solely for the office of the chief information
28 officer who must convene a work group to examine how automated
29 decision making systems can best be reviewed before adoption and
30 while in operation and be periodically audited to ensure that such
31 systems are fair, transparent, accountable and do not improperly
32 advantage or disadvantage Washington residents.

33 (a) The work group must be composed of:

34 (i) A representative of the department of children, youth, and
35 families;

36 (ii) A representative of the department of corrections;

37 (iii) A representative of the department of social and health
38 services;

39 (iv) A representative of the department of enterprise services;

1 (v) At least two representatives from universities or research
2 institutions who are experts in the design and effect of an
3 algorithmic system; and

4 (vi) At least five representatives from advocacy organizations
5 that represent communities that are disproportionately vulnerable to
6 being harmed by algorithmic bias, including but not limited to,
7 African American, Hispanic American, Native American, and Asian
8 American communities, religious minorities, people with disabilities,
9 and other vulnerable communities.

10 (b) The purpose of the work group is to develop recommendations
11 for changes in state law and policy regarding the development,
12 procurement, and use of automated decision systems by public
13 agencies. The work group must examine:

14 (i) When state agency use of automated decision making systems
15 should be prohibited;

16 (ii) When state agency use of artificial intelligence-enabled
17 profiling systems should be prohibited;

18 (iii) Changes in the procurement of automated decision systems,
19 including when the procurement must receive prior approval by the
20 office of chief information officer;

21 (iv) How to review, identify, and audit systems to ensure that
22 the system prior to procurement and after placed into service does
23 not discriminate against an individual, or treat an individual less
24 favorably than another, in whole or in part, on the basis of one or
25 more factors enumerated in RCW 49.60.010;

26 (v) How to provide public notice when an automated decision
27 system is in use and how to appeal such decisions;

28 (vi) How automated decision system data should be stored and
29 whether such data should be shared outside the system; and

30 (vii) Other issues determined by the office of chief information
31 officer or the department of enterprise services that are necessary
32 to govern state agency procurement and use of automated decision
33 systems.

34 (c) To demonstrate the impacts of its recommendations, the work
35 group must select one of following automated decision making systems
36 and describe how their implementation would affect the procurement of
37 a new system and the use the existing system:

38 (i) The department of children, youth, and families system used
39 to determine risk in the family child welfare system;

1 (ii) The department of corrections system used to determine risk
2 for purposes of evaluating early release and/or sentencing; or

3 (iii) The department of social and health services system used
4 for hospital admissions.

5 (d) The work group shall meet at least four times, or more
6 frequently to accomplish its work. The office of the chief
7 information officer must lead the work group. Each of the state
8 agencies identified in (a) of this subsection must provide staff
9 support to the work group and its activities.

10 (e) The work group must submit a report to the fiscal committees
11 of the legislature and the governor no later than December 1, 2021.

12 (f) For purposes of this subsection, "automated decision system"
13 or "system" means any algorithm, including one incorporating machine
14 learning or other artificial intelligence techniques, that uses data-
15 based analysis or calculations to make or support government
16 decisions, judgments, or conclusions that cause a Washington resident
17 to be treated differently than another Washington resident in the
18 nature or amount of governmental interaction with that individual
19 including, without limitation, benefits, protections, required
20 payments, penalties, regulations, timing, application, or process
21 requirements.

22 ~~((15))~~ (14) \$81,000 of the consolidated technology services
23 revolving account—state appropriation is provided solely for
24 implementation of Engrossed Second Substitute House Bill No. 1274
25 (cloud computing solutions). ~~((If the bill is not enacted by June 30,~~
26 ~~2021, the amount provided in this subsection shall lapse.~~

27 ~~(16))~~ (15)(a) \$381,000 of the general fund—state appropriation
28 for fiscal year 2022 and \$343,000 of the general fund—state
29 appropriation for fiscal year 2023 are provided solely for the office
30 of the chief information officer to provide a common platform for
31 hosting existing state data on natural hazards risks into a
32 comprehensive, multihazard, statewide, geospatial data portal to
33 assist with state hazard risk and resilience mapping and analysis. In
34 performing this work, the office of the chief information officer
35 will:

36 (i) Coordinate with the state emergency management division,
37 office of the insurance commissioner, University of Washington
38 climate impacts group and Washington sea grant, Washington State
39 University water research center, and the state departments of

1 ecology, health, natural resources, and transportation on the project
2 scope, user needs, and deliverables;

3 (ii) Organize data in standardized and compatible formats
4 including temporal data, where able; and

5 (iii) Address credentialing for secure access to protect
6 sensitive data needed for risk analyses.

7 (b) By December 1, 2022, in consultation with the governor's
8 office and the other agencies listed above, the office of the chief
9 information officer will provide a progress report to the relevant
10 legislative committees on the development of the platform and data
11 sharing agreements.

12 (c) By June 1, 2023, in consultation with the governor's office
13 and the other agencies listed above, the office of the chief
14 information officer will provide a final report with recommendations
15 for further enhancing natural hazards resiliency by using data to
16 inform the development of a statewide resilience strategy.

17 (d) This subsection is subject to the conditions, limitations,
18 and review of section 701 of this act.

19 ~~((17))~~ (16) \$1,493,000 of the consolidated technology services
20 revolving account—state appropriation is provided solely for
21 implementation of Engrossed Substitute Senate Bill No. 5432
22 (cybersecurity/state gov.). ~~((If the bill is not enacted by June 30,
23 2021, the amount provided in this subsection shall lapse.))~~

24 (17) \$4,333,000 of the consolidated technology services revolving
25 account—state appropriation is provided solely for implementation of
26 the enterprise cloud computing program as outlined in the December
27 2020 Washington state cloud readiness report. Funding provided
28 includes, but is not limited to, cloud service broker resources,
29 cloud center of excellence, cloud management tools, a network
30 assessment, cybersecurity governance, and a cloud security roadmap.

31 (18) \$2,375,000 of the consolidated technology services revolving
32 account—state appropriation is provided solely for the implementation
33 of the recommendations of the cloud transition task force report to
34 include:

35 (a) Establishing a cloud readiness program to help agencies plan
36 and prepare for transitioning to cloud computing;

37 (b) Establishing the cloud retraining program to provide a
38 coordinated approach to skills development and retraining; and

1 (c) Staffing to define career pathways and core competencies for
2 the state's information technology workforce.

3 (19) \$580,000 of the consolidated technology services revolving
4 account—state appropriation is provided solely for implementation of
5 Senate Bill No. 5534 (verifiable credentials). If the bill is not
6 enacted by June 30, 2022, the amount provided in this subsection
7 shall lapse.

8 (20) \$100,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for the office of the chief information
10 officer, who must:

11 (a) Prepare with the cooperation of state agencies and make
12 publicly available on its website, by January 1, 2023, an initial
13 inventory of all automated decision systems that are currently being
14 used by state agencies; and

15 (b) Adopt guidance, by June 30, 2022, for state agencies
16 regarding minimum standards that should be used for automated
17 decision systems the agency plans to develop or procure during the
18 2023 fiscal year.

19 **Sec. 150.** 2021 c 334 s 152 (uncodified) is amended to read as
20 follows:

21 **FOR THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS AND LAND**
22 **SURVEYORS**

23 Professional Engineers' Account—State Appropriation.	(\$4,190,000)
	\$4,225,000
25 TOTAL APPROPRIATION.	(\$4,190,000)
	\$4,225,000

27 NEW SECTION. **Sec. 151.** A new section is added to 2021 c 334
28 (uncodified) to read as follows:

29 **FOR THE WASHINGTON STATE LEADERSHIP BOARD**

30 Washington State Leadership Board Account—State	
31 Appropriation (FY 2023).	\$637,000
32 TOTAL APPROPRIATION.	\$637,000

33 The appropriation in this section is subject to the following
34 conditions and limitations:

35 (1) \$327,000 of the Washington state leadership board account—
36 state appropriation is provided solely for implementation of Senate
37 Bill No. 5750 (WA state leadership board). If the bill is not enacted

1 by June 30, 2022, the amounts provided in this subsection shall
2 lapse.

3 (2) \$450,000 of the Washington state leadership board account—
4 state appropriation for fiscal year 2023 is provided solely for
5 implementing programming in RCW 43.15.030, and specifically the
6 Washington world fellows program, sports mentoring program/boundless
7 Washington, compassion scholars, and the Washington state leadership
8 awards. If Senate Bill No. 5750 (WA state leadership board) is not
9 enacted by June 30, 2022, the amount provided in this subsection
10 shall lapse.

(End of part)

PART II
HUMAN SERVICES

Sec. 201. 2021 c 334 s 201 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(1) The appropriations to the department of social and health services in this act shall be expended for the programs and in the amounts specified in this act. Appropriations made in this act to the department of social and health services shall initially be allotted as required by this act. Subsequent allotment modifications shall not include transfers of moneys between sections of this act except as expressly provided in this act, nor shall allotment modifications permit moneys that are provided solely for a specified purpose to be used for other than that purpose.

(2) The department of social and health services shall not initiate any services that require expenditure of state general fund moneys unless expressly authorized in this act or other law. The department may seek, receive, and spend, under RCW 43.79.260 through 43.79.282, federal moneys not anticipated in this act as long as the federal funding does not require expenditure of state moneys for the program in excess of amounts anticipated in this act. If the department receives unanticipated unrestricted federal moneys, those moneys shall be spent for services authorized in this act or in any other legislation providing appropriation authority, and an equal amount of appropriated state general fund moneys shall lapse. Upon the lapsing of any moneys under this subsection, the office of financial management shall notify the legislative fiscal committees. As used in this subsection, "unrestricted federal moneys" includes block grants and other funds that federal law does not require to be spent on specifically defined projects or matched on a formula basis by state funds.

(3) The legislature finds that medicaid payment rates, as calculated by the department pursuant to the appropriations in this act, bear a reasonable relationship to the costs incurred by efficiently and economically operated facilities for providing quality services and will be sufficient to enlist enough providers so that care and services are available to the extent that such care and services are available to the general population in the geographic area. The legislature finds that cost reports, payment data from the

1 federal government, historical utilization, economic data, and
2 clinical input constitute reliable data upon which to determine the
3 payment rates.

4 (4) The department shall to the maximum extent practicable use
5 the same system for delivery of spoken-language interpreter services
6 for social services appointments as the one established for medical
7 appointments in the health care authority. When contracting directly
8 with an individual to deliver spoken language interpreter services,
9 the department shall only contract with language access providers who
10 are working at a location in the state and who are state-certified or
11 state-authorized, except that when such a provider is not available,
12 the department may use a language access provider who meets other
13 certifications or standards deemed to meet state standards, including
14 interpreters in other states.

15 (5) Information technology projects or investments and proposed
16 projects or investments impacting time capture, payroll and payment
17 processes and systems, eligibility, case management, and
18 authorization systems within the department of social and health
19 services are subject to technical oversight by the office of the
20 chief information officer.

21 (6) (a) The department shall facilitate enrollment under the
22 medicaid expansion for clients applying for or receiving state funded
23 services from the department and its contractors. Prior to open
24 enrollment, the department shall coordinate with the health care
25 authority to provide referrals to the Washington health benefit
26 exchange for clients that will be ineligible for medicaid.

27 (b) To facilitate a single point of entry across public and
28 medical assistance programs, and to maximize the use of federal
29 funding, the health care authority, the department of social and
30 health services, and the health benefit exchange will coordinate
31 efforts to expand HealthPlanfinder access to public assistance and
32 medical eligibility staff. The department shall complete medicaid
33 applications in the HealthPlanfinder for households receiving or
34 applying for public assistance benefits.

35 (7) The health care authority, the health benefit exchange, the
36 department of social and health services, the department of health,
37 and the department of children, youth, and families shall work
38 together within existing resources to establish the health and human
39 services enterprise coalition (the coalition). The coalition, led by
40 the health care authority, must be a multi-organization collaborative

1 that provides strategic direction and federal funding guidance for
2 projects that have cross-organizational or enterprise impact,
3 including information technology projects that affect organizations
4 within the coalition. The office of the chief information officer
5 shall maintain a statewide perspective when collaborating with the
6 coalition to ensure that projects are planned for in a manner that
7 ensures the efficient use of state resources, support the adoption of
8 a cohesive technology and data architecture, and maximize((s))
9 federal financial participation. The work of the coalition is subject
10 to the conditions, limitations, and review provided in section 701 of
11 this act.

12 (8) (a) The appropriations to the department of social and health
13 services in this act must be expended for the programs and in the
14 amounts specified in this act. However, after May 1, 2022, unless
15 prohibited by this act, the department may transfer general fund—
16 state appropriations for fiscal year 2022 among programs and
17 subprograms after approval by the director of the office of financial
18 management. However, the department may not transfer state
19 appropriations that are provided solely for a specified purpose
20 except as expressly provided in (b) of this subsection.

21 (b) To the extent that transfers under (a) of this subsection are
22 insufficient to fund actual expenditures in excess of fiscal year
23 2022 in response to the COVID-19 pandemic or caseload forecasts and
24 utilization assumptions in the long-term care, developmental
25 disabilities, and public assistance programs, the department may
26 transfer state appropriations that are provided solely for a
27 specified purpose. The department may not transfer funds, and the
28 director of the office of financial management may not approve the
29 transfer, unless the transfer is consistent with the objective of
30 conserving, to the maximum extent possible, the expenditure of state
31 funds. The director of the office of financial management shall
32 notify the appropriate fiscal committees of the legislature in
33 writing seven days prior to approving any allotment modifications or
34 transfers under this subsection. The written notification shall
35 include a narrative explanation and justification of the changes,
36 along with expenditures and allotments by budget unit and
37 appropriation, both before and after any allotment modifications or
38 transfers.

1 (9) The department may not transfer appropriations for the
2 developmental disabilities program to any other program or
3 subprograms of the department of social and health services.

4 **Sec. 202.** 2021 c 334 s 202 (uncodified) is amended to read as
5 follows:

6 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—MENTAL HEALTH**
7 **PROGRAM**

8 (1) INSTITUTIONAL SERVICES

9	General Fund—State Appropriation (FY 2022).	((\$435,890,000))
10		<u>\$394,084,000</u>
11	General Fund—State Appropriation (FY 2023).	((\$436,264,000))
12		<u>\$480,513,000</u>
13	General Fund—Federal Appropriation.	((\$142,531,000))
14		<u>\$150,357,000</u>
15	General Fund—Private/Local Appropriation.	((\$21,540,000))
16		<u>\$15,528,000</u>
17	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
18	<u>Appropriation.</u>	<u>\$8,853,000</u>
19	TOTAL APPROPRIATION.	((\$1,036,225,000))
20		<u>\$1,049,335,000</u>

21 The appropriations in this subsection are subject to the
22 following conditions and limitations:

23 (a) The state psychiatric hospitals may use funds appropriated in
24 this subsection to purchase goods, services, and supplies through
25 hospital group purchasing organizations when it is cost-effective to
26 do so.

27 (b) \$311,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$310,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for a community partnership
30 between western state hospital and the city of Lakewood to support
31 community policing efforts in the Lakewood community surrounding
32 western state hospital. The amounts provided in this subsection

33 (1)(b) are for the salaries, benefits, supplies, and equipment for
34 one full-time investigator, one full-time police officer, and one
35 full-time community service officer at the city of Lakewood. The
36 department must collect data from the city of Lakewood on the use of
37 the funds and the number of calls responded to by the community
38 policing program and submit a report with this information to the

1 office of financial management and the appropriate fiscal committees
2 of the legislature each December of the fiscal biennium.

3 (c) \$45,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$45,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for payment to the city of
6 Lakewood for police services provided by the city at western state
7 hospital and adjacent areas.

8 (d) \$19,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$19,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for payment to the city of
11 Medical Lake for police services provided by the city at eastern
12 state hospital and adjacent areas.

13 (e) \$135,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$135,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the department to maintain
16 an on-site safety compliance officer, stationed at Western State
17 Hospital, to provide oversight and accountability of the hospital's
18 response to safety concerns regarding the hospital's work
19 environment.

20 (f) \$100,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$100,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for the department to track
23 compliance with RCW 71.05.365 requirements for transition of state
24 hospital patients into community settings within fourteen days of the
25 determination that they no longer require active psychiatric
26 treatment at an inpatient level of care. The department must use
27 these funds to track the following elements related to this
28 requirement: (i) The date on which an individual is determined to no
29 longer require active psychiatric treatment at an inpatient level of
30 care; (ii) the date on which the behavioral health entities and other
31 organizations responsible for resource management services for the
32 person is notified of this determination; and (iii) the date on which
33 either the individual is transitioned to the community or has been
34 re-evaluated and determined to again require active psychiatric
35 treatment at an inpatient level of care. The department must provide
36 this information in regular intervals to behavioral health entities
37 and other organizations responsible for resource management services.
38 The department must summarize the information and provide a report to
39 the office of financial management and the appropriate committees of

1 the legislature on progress toward meeting the fourteen day standard
2 by December 1, 2021, and December 1, 2022.

3 (g) \$250,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$250,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the department, in
6 collaboration with the health care authority, to develop and
7 implement a predictive modeling tool which identifies clients who are
8 at high risk of future involvement with the criminal justice system
9 and for developing a model to estimate demand for civil and forensic
10 state hospital bed needs pursuant to the following requirements.

11 (i) By the first day of each December during the biennium, the
12 department, in coordination with the health care authority, must
13 submit a report to the office of financial management and the
14 appropriate committees of the legislature which summarizes how the
15 predictive modeling tool has been implemented and includes the
16 following: (A) The numbers of individuals identified by the tool as
17 having a high risk of future criminal justice involvement; (B) the
18 method and frequency for which the department is providing lists of
19 high-risk clients to contracted managed care organizations and
20 behavioral health administrative services organizations; (C) a
21 summary of how the managed care organizations and behavioral health
22 administrative services organizations are utilizing the data to
23 improve the coordination of care for the identified individuals; and
24 (D) a summary of the administrative data to identify whether
25 implementation of the tool is resulting in increased access and
26 service levels and lower recidivism rates for high-risk clients at
27 the state and regional level.

28 (ii) The department must provide staff support for the forensic
29 and long-term civil commitment bed forecast which must be conducted
30 under the direction of the office of financial management. The
31 forecast methodology, updates, and methodology changes must be
32 conducted in coordination with staff from the department, the health
33 care authority, the office of financial management, and the
34 appropriate fiscal committees of the state legislature. The model
35 shall incorporate factors for capacity in state hospitals as well as
36 contracted facilities, which provide similar levels of care, referral
37 patterns, wait lists, lengths of stay, and other factors identified
38 as appropriate for estimating the number of beds needed to meet the
39 demand for civil and forensic state hospital services. Factors should
40 include identification of need for the services and analysis of the

1 effect of community investments in behavioral health services and
2 other types of beds that may reduce the need for long-term civil
3 commitment needs. The forecast must be updated each February, June,
4 and November during the biennium and the department must submit a
5 report to the legislature and the appropriate committees of the
6 legislature summarizing the updated forecast based on the caseload
7 forecast council's schedule for entitlement program forecasts.

8 (h) \$5,049,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$5,075,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for the phase-in of the
11 settlement agreement under *Trueblood, et al. v. Department of Social
12 and Health Services, et al.*, United States District Court for the
13 Western District of Washington, Cause No. 14-cv-01178-MJP. The
14 department, in collaboration with the health care authority and the
15 criminal justice training commission, must implement the provisions
16 of the settlement agreement pursuant to the timeline and
17 implementation plan provided for under the settlement agreement. This
18 includes implementing provisions related to competency evaluations,
19 competency restoration, forensic navigators, crisis diversion and
20 supports, education and training, and workforce development.

21 (i) \$7,147,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$7,147,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely to maintain implementation of
24 efforts to improve the timeliness of competency evaluation services
25 for individuals who are in local jails pursuant to chapter 5, Laws of
26 2015 (timeliness of competency treatment and evaluation services).
27 This funding must be used solely to maintain increases in the number
28 of competency evaluators that began in fiscal year 2016 pursuant to
29 the settlement agreement under *Trueblood, et al. v. Department of
30 Social and Health Services, et al.*, United States District Court for
31 the Western District of Washington, Cause No. 14-cv-01178-MJP.

32 (j) \$71,690,000 of the general fund—state appropriation for
33 fiscal year 2022, \$77,825,000 of the general fund—state appropriation
34 for fiscal year 2023, and \$2,541,000 of the general fund—federal
35 appropriation are provided solely for implementation of efforts to
36 improve the timeliness of competency restoration services pursuant to
37 chapter 5, Laws of 2015 (timeliness of competency treatment and
38 evaluation services) and the settlement agreement under *Trueblood, et
39 al. v. Department of Social and Health Services, et al.*, United

1 States District Court for the Western District of Washington, Cause
2 No. 14-cv-01178-MJP. These amounts must be used to maintain increases
3 that were implemented between fiscal year 2016 and fiscal year 2021,
4 and further increase the number of forensic beds at western state
5 hospital during the 2021-2023 fiscal biennium. Pursuant to chapter 7,
6 Laws of 2015 1st sp. sess. (timeliness of competency treatment and
7 evaluation services), the department may contract some of these
8 amounts for services at alternative locations if the secretary
9 determines that there is a need.

10 (k) \$76,029,000 of the general fund—state appropriation for
11 fiscal year 2022 and (~~(\$59,784,000)~~) \$65,875,000 of the general fund—
12 state appropriation for fiscal year 2023 are provided solely for the
13 department to continue to implement an acuity based staffing tool at
14 western state hospital and eastern state hospital in collaboration
15 with the hospital staffing committees. The staffing tool must be used
16 to identify, on a daily basis, the clinical acuity on each patient
17 ward and determine the minimum level of direct care staff by
18 profession to be deployed to meet the needs of the patients on each
19 ward. The department must evaluate interrater reliability of the tool
20 within each hospital and between the two hospitals. The department
21 must also continue to update, in collaboration with the office of
22 financial management's labor relations office, the staffing
23 committees, and state labor unions, an overall state hospital
24 staffing plan that looks at all positions and functions of the
25 facilities.

26 (i) Within the amounts provided in this section, the department
27 must establish, monitor, track, and report monthly staffing and
28 expenditures at the state hospitals, including overtime and use of
29 locums, to the functional categories identified in the recommended
30 staffing plan. The allotments and tracking of staffing and
31 expenditures must include all areas of the state hospitals, must be
32 done at the ward level, and must include contracted facilities
33 providing forensic restoration services as well as the office of
34 forensic mental health services.

35 (ii) By December 1, 2021, and December 1, 2022, the department
36 must submit reports to the office of financial management and the
37 appropriate committees of the legislature that provide a comparison
38 of monthly spending, staffing levels, overtime, and use of locums for
39 the prior year compared to allotments and to the recommended state
40 hospital staffing model. The format for these reports must be

1 developed in consultation with staff from the office of financial
2 management and the appropriate committees of the legislature. The
3 reports must include a summary of the results of the evaluation of
4 the interrater reliability in use of the staffing acuity tool and an
5 update from the hospital staffing committees.

6 (iii) Monthly staffing levels and related expenditures at the
7 state hospitals must not exceed official allotments without prior
8 written approval from the director of the office of financial
9 management. In the event the director of the office of financial
10 management approves an increase in monthly staffing levels and
11 expenditures beyond what is budgeted, notice must be provided to the
12 appropriate committees of the legislature within 30 days of such
13 approval. The notice must identify the reason for the authorization
14 to exceed budgeted staffing levels and the time frame for the
15 authorization. Extensions of authorizations under this subsection
16 must also be submitted to the director of the office of financial
17 management for written approval in advance of the expiration of an
18 authorization. The office of financial management must notify the
19 appropriate committees of the legislature of any extensions of
20 authorizations granted under this subsection within 30 days of
21 granting such authorizations and identify the reason and time frame
22 for the extension.

23 (1) (~~(\$10,581,000)~~) \$4,681,000 of the general fund—state
24 appropriation for fiscal year 2022 and \$10,581,000 of the general
25 fund—state appropriation for fiscal year 2023 are provided solely for
26 the department to implement strategies to improve patient and staff
27 safety at eastern and western state hospitals. These amounts must be
28 used for continuing to implement a new intensive care model program
29 at western state hospital and maintaining prior investments in
30 training and other safety-related staff support at both hospitals. A
31 report must be submitted by December 1, 2021, and December 1, 2022,
32 which includes a description of the (~~(intensive care model being~~
33 ~~implemented)~~) violence reduction or safety strategy, a profile of the
34 types of patients being served (~~(at the program)~~), the staffing model
35 being used (~~(for the program)~~), and outcomes associated with (~~(the~~
36 ~~program)~~) each strategy. The outcomes section should include tracking
37 data on facility-wide metrics related to patient and staff safety as
38 well as individual outcomes related to the patients served (~~(on the~~
39 ~~unit)~~).

1 (m) \$2,593,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$2,593,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the department to increase
4 services to patients found not guilty by reason of insanity under the
5 *Ross v. (~~Lashway~~) Lashway* settlement agreement.

6 (n) Within the amounts provided in this subsection, the
7 department must develop and submit an annual state hospital
8 performance report for eastern and western state hospitals. Each
9 measure included in the performance report must include baseline
10 performance data, agency performance targets, and performance for the
11 most recent fiscal year. The performance report must include a one
12 page dashboard as well as charts for each fiscal and quality of care
13 measure broken out by hospital and including but not limited to (i)
14 monthly FTE expenditures compared to allotments; (ii) monthly dollar
15 expenditures compared to allotments; (iii) monthly FTE expenditures
16 per thousand patient bed days; (iv) monthly dollar expenditures per
17 thousand patient bed days; (v) percentage of FTE expenditures for
18 overtime; (vi) average length of stay by category of patient; (vii)
19 average monthly civil wait list; (viii) average monthly forensic wait
20 list; (ix) rate of staff assaults per thousand patient bed days; (x)
21 rate of patient assaults per thousand patient bed days; (xi) average
22 number of days to release after a patient has been determined to be
23 clinically ready for discharge; and (xii) average monthly vacancy
24 rates for key clinical positions. The department must submit the
25 state hospital performance report to the office of financial
26 management and the appropriate committees of the legislature by the
27 first day of each December of the biennium.

28 (o) (~~(\$3,846,000)~~) \$3,773,000 of the general fund—state
29 appropriation for fiscal year 2022, (~~(\$3,846,000)~~) \$4,099,000 of the
30 general fund—state appropriation for fiscal year 2023, and
31 (~~(\$7,692,000)~~) \$4,772,000 of the general fund—federal appropriation
32 are provided solely to open a new unit at the child study treatment
33 center which shall serve up to 18 children.

34 (p) (~~(\$2,941,000)~~) \$159,000 of the general fund—state
35 appropriation for fiscal year 2023 (~~(and \$2,941,000 of the general~~
36 ~~fund federal appropriation are)~~) is provided solely for the
37 department to operate a 16 bed facility located in Clark county to
38 provide long-term inpatient care beds as defined in RCW 71.24.025.
39 The department must use this facility to provide treatment services

1 for individuals who have been committed to a state hospital pursuant
2 to the dismissal of criminal charges and a civil evaluation ordered
3 under RCW 10.77.086 or 10.77.088. The department must develop and
4 implement a protocol to assess the risk of patients being considered
5 for placement in this facility and determine whether the level of
6 security and treatment services is appropriate to meet the patient's
7 needs. The department must submit a report to the office of financial
8 management and the appropriate committees of the legislature by
9 December 1, 2022, providing a description of the protocol and a
10 status update on progress toward opening the new facility.

11 (q) \$1,382,000 of the general fund—state appropriation for fiscal
12 year 2022, \$5,092,000 of the general fund—state appropriation for
13 fiscal year 2023, and \$5,092,000 of the general fund—federal
14 appropriation is provided solely for the department to operate a 16
15 bed facility on the Maple Lane campus to provide long-term inpatient
16 care beds as defined in RCW 71.24.025. The facility must have the
17 capacity to provide treatment services to individuals committed under
18 chapter 71.05 RCW including individuals who have been committed to a
19 state hospital pursuant to the dismissal of criminal charges and a
20 civil evaluation ordered under RCW 10.77.086 or 10.77.088. The
21 department must develop and implement a protocol to assess the risk
22 of patients being considered for placement in this facility and
23 determine whether the level of security and treatment services is
24 appropriate to meet the patient's needs. The department must submit a
25 report to the office of financial management and the appropriate
26 committees of the legislature by December 1, 2021, providing a
27 description of the protocol and a status update on progress toward
28 opening the new facility.

29 (r) \$4,316,000 of the general fund—state appropriation for fiscal
30 year 2023 is provided solely for the department to operate the
31 Columbia cottage at Maple Lane as a 30 bed facility to serve
32 individuals who have been acquitted of a crime by reason of insanity
33 and subsequently ordered to receive treatment services under RCW
34 10.77.120. The department must develop and implement a protocol to
35 assess the risk of patients being considered for placement in this
36 facility and determine whether the level of security and treatment
37 services is appropriate to meet the patient's needs. The department
38 must submit a report to the office of financial management and the
39 appropriate committees of the legislature by December 1, 2022,

1 providing a description of the protocol and a status update on
2 progress toward the opening of Columbia cottage.

3 (s) Within the amounts provided in this section, the department
4 is provided funding to operate civil long-term inpatient beds at the
5 state hospitals as follows:

6 (i) Funding is sufficient for the department to operate 192 civil
7 beds at eastern state hospital in both fiscal year 2022 and fiscal
8 year 2023.

9 (ii) Funding for civil beds at western state hospital is reduced
10 during this period to allow for a phased reduction of six wards from
11 467 to 287 civil beds.

12 (iii) The closure of western state hospital civil wards shall be
13 implemented according to the following schedule: (A) First ward
14 closure by July 1, 2021; (B) second ward closure by November 1, 2021;
15 (C) third ward closure by March 1, 2022; (D) fourth ward closure by
16 July 1, 2022; (E) fifth ward closure by November 1, 2022; and (F)
17 sixth ward closure by April 1, 2023.

18 (iv) The department shall fully operate funded civil capacity at
19 eastern state hospital, including reopening and operating civil beds
20 that are not needed for eastern Washington residents to provide
21 services for western Washington residents.

22 (v) The department shall coordinate with the health care
23 authority toward development of the plan for increasing community
24 capacity for long-term inpatient services required under section
25 215(67) of this act.

26 (vi) It is the intent of the legislature to close additional
27 civil wards at western state hospital during the 2023-2025 fiscal
28 biennium.

29 (vii) It is the intent of the legislature to stop using western
30 state hospital buildings 17, 19, 20, and 21, which were built before
31 the 1950s, for patient care by fiscal year 2027.

32 (t) \$360,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely for the department to implement
34 Engrossed Second Substitute House Bill No. 1086 (behavioral health
35 consumers). The amount in this subsection is provided solely for the
36 department's costs associated with providing access to and following
37 up on referrals from behavioral health consumer advocates in state
38 operated mental health facilities. The department must track the
39 number of monthly cases in which access to behavioral health consumer
40 advocates was provided for patients in state operated mental health

1 facilities and the number of these which resulted in subsequent
2 follow-up investigation by the department. The department must submit
3 a preliminary report to the office of financial management and the
4 appropriate committees of the legislature on the number of monthly
5 cases and follow-up investigations by December 1, 2022, and a final
6 report by June 30, 2023. (~~If the bill is not enacted by June 30,~~
7 ~~2021, the amount provided in this subsection shall lapse.~~)

8 (u) \$1,190,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for implementation of Second Substitute
10 Senate Bill No. 5664 (forensic competency programs). If the bill is
11 not enacted by June 30, 2022, the amounts provided in this subsection
12 shall lapse.

13 (v) \$62,000 of the general fund—state appropriation for fiscal
14 year 2022, \$2,648,000 of the general fund—state appropriation for
15 fiscal year 2023, and \$373,000 of the general fund—federal
16 appropriation are provided solely for implementation of Second
17 Substitute Senate Bill No. 5807 (state hospitals). If the bill is not
18 enacted by June 30, 2022, the amounts provided in this subsection
19 shall lapse.

20 (2) PROGRAM SUPPORT

21	General Fund—State Appropriation (FY 2022).	((\$5,936,000))
22		<u>\$5,885,000</u>
23	General Fund—State Appropriation (FY 2023).	((\$5,929,000))
24		<u>\$6,107,000</u>
25	General Fund—Federal Appropriation.	((\$366,000))
26		<u>\$412,000</u>
27	TOTAL APPROPRIATION.	((\$12,231,000))
28		<u>\$12,404,000</u>

29 **Sec. 203.** 2021 c 334 s 203 (uncodified) is amended to read as
30 follows:

31 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—DEVELOPMENTAL**
32 **DISABILITIES PROGRAM**

33 (1) COMMUNITY SERVICES

34	General Fund—State Appropriation (FY 2022).	((\$747,646,000))
35		<u>\$704,097,000</u>
36	General Fund—State Appropriation (FY 2023).	((\$948,278,000))
37		<u>\$1,036,861,000</u>
38	General Fund—Federal Appropriation.	((\$2,086,801,000))

1		<u>\$2,224,728,000</u>
2	General Fund—Private/Local Appropriation.	\$4,058,000
3	Developmental Disabilities Community Services	
4	Account—State Appropriation.	\$52,000,000
5	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
6	<u>Appropriation.</u>	<u>\$984,000</u>
7	TOTAL APPROPRIATION.	((\$3,838,783,000))
8		<u>\$4,022,728,000</u>

9 The appropriations in this subsection are subject to the
10 following conditions and limitations:

11 (a) Individuals receiving services as supplemental security
12 income (SSI) state supplemental payments may not become eligible for
13 medical assistance under RCW 74.09.510 due solely to the receipt of
14 SSI state supplemental payments.

15 (b) In accordance with RCW 18.51.050, 18.20.050, 70.128.060, and
16 43.135.055, the department is authorized to increase nursing
17 facility, assisted living facility, and adult family home fees as
18 necessary to fully support the actual costs of conducting the
19 licensure, inspection, and regulatory programs. The license fees may
20 not exceed the department's annual licensing and oversight activity
21 costs and shall include the department's cost of paying providers for
22 the amount of the license fee attributed to medicaid clients.

23 (i) The current annual renewal license fee for adult family homes
24 is \$225 per bed beginning in fiscal year 2022 and \$225 per bed
25 beginning in fiscal year 2023. A processing fee of \$2,750 must be
26 charged to each adult family home when the home is initially
27 licensed. This fee is nonrefundable. A processing fee of \$700 must be
28 charged when adult family home providers file a change of ownership
29 application.

30 (ii) The current annual renewal license fee for assisted living
31 facilities is \$116 per bed beginning in fiscal year 2022 and \$116 per
32 bed beginning in fiscal year 2023.

33 (iii) The current annual renewal license fee for nursing
34 facilities is \$359 per bed beginning in fiscal year 2022 and \$359 per
35 bed beginning in fiscal year 2023.

36 (c) (i) \$2,648,000 of the general fund—state appropriation for
37 fiscal year 2022, \$8,946,000 of the general fund—state appropriation
38 for fiscal year 2023, and \$16,665,000 of the general fund—federal
39 appropriation are provided solely for the implementation of the

1 agreement reached between the governor and the service employees
2 international union healthcare 775nw under the provisions of chapters
3 74.39A and 41.56 RCW for the 2021-2023 fiscal biennium, as provided
4 in section 946 of this act.

5 (ii) \$8,764,000 of the general fund—state appropriation for
6 fiscal year 2023 and \$11,156,000 of the general fund—federal
7 appropriation are provided solely for the implementation of the
8 agreement reached between the governor and the service employees
9 international union healthcare 775nw under the provisions of chapters
10 74.39A and 41.56 RCW for fiscal year 2023, as provided in section 935
11 of this act.

12 (d) (i) \$291,000 of the general fund—state appropriation for
13 fiscal year 2022, \$992,000 of the general fund—state appropriation
14 for fiscal year 2023, and \$1,844,000 of the general fund—federal
15 appropriation are provided solely for the homecare agency parity
16 impacts of the agreement between the governor and the service
17 employees international union healthcare 775nw.

18 (ii) \$953,000 of the general fund—state appropriation for fiscal
19 year 2023 and \$1,214,000 of the general fund—federal appropriation
20 are provided solely for the homecare agency parity impacts of the
21 agreement between the governor and the service employees
22 international union healthcare 775nw.

23 (e) (i) \$540,000 of the general fund—state appropriation for
24 fiscal year 2022, \$860,000 of the general fund—state appropriation
25 for fiscal year 2023, and \$1,881,000 of the general fund—federal
26 appropriation are provided solely for the implementation of an
27 agreement reached between the governor and the adult family home
28 council under the provisions of chapter 41.56 RCW for the 2021-2023
29 fiscal biennium, as provided in section 948 of this act.

30 (ii) \$1,389,000 of the general fund—state appropriation for
31 fiscal year 2023 and \$1,278,000 of the general fund—federal
32 appropriation are provided solely for the implementation of an
33 agreement reached between the governor and the adult family home
34 council under the provisions of chapter 41.56 RCW for fiscal year
35 2023, as provided in section 937 of this act.

36 (f) The department may authorize a one-time waiver of all or any
37 portion of the licensing and processing fees required under RCW
38 70.128.060 in any case in which the department determines that an
39 adult family home is being relicensed because of exceptional

1 circumstances, such as death or incapacity of a provider, and that to
2 require the full payment of the licensing and processing fees would
3 present a hardship to the applicant. In these situations the
4 department is also granted the authority to waive the required
5 residential administrator training for a period of 120 days if
6 necessary to ensure continuity of care during the relicensing
7 process.

8 (g) Community residential cost reports that are submitted by or
9 on behalf of contracted agency providers are required to include
10 information about agency staffing including health insurance, wages,
11 number of positions, and turnover.

12 (h) Sufficient appropriations are provided to continue community
13 alternative placement beds that prioritize the transition of clients
14 who are ready for discharge from the state psychiatric hospitals, but
15 who have additional long-term care or developmental disability needs.

16 (i) Community alternative placement beds include enhanced service
17 facility beds, adult family home beds, skilled nursing facility beds,
18 shared supportive housing beds, state operated living alternative
19 beds, and assisted living facility beds.

20 (ii) Each client must receive an individualized assessment prior
21 to leaving one of the state psychiatric hospitals. The individualized
22 assessment must identify and authorize personal care, nursing care,
23 behavioral health stabilization, physical therapy, or other necessary
24 services to meet the unique needs of each client. It is the
25 expectation that, in most cases, staffing ratios in all community
26 alternative placement options described in (h)(i) of this subsection
27 will need to increase to meet the needs of clients leaving the state
28 psychiatric hospitals. If specialized training is necessary to meet
29 the needs of a client before he or she enters a community placement,
30 then the person centered service plan must also identify and
31 authorize this training.

32 (iii) When reviewing placement options, the department must
33 consider the safety of other residents, as well as the safety of
34 staff, in a facility. An initial evaluation of each placement,
35 including any documented safety concerns, must occur within thirty
36 days of a client leaving one of the state psychiatric hospitals and
37 entering one of the community placement options described in (h)(i)
38 of this subsection. At a minimum, the department must perform two
39 additional evaluations of each placement during the first year that a
40 client has lived in the facility.

1 (iv) In developing bed capacity, the department shall consider
2 the complex needs of individuals waiting for discharge from the state
3 psychiatric hospitals.

4 (i) Sufficient appropriations are provided for discharge case
5 managers stationed at the state psychiatric hospitals. Discharge case
6 managers will transition clients ready for hospital discharge into
7 less restrictive alternative community placements. The transition of
8 clients ready for discharge will free up bed capacity at the state
9 psychiatric hospitals.

10 (j) \$4,000 of the general fund—state appropriation for fiscal
11 year 2022, (~~(\$17,000)~~) \$37,000 of the general fund—state
12 appropriation for fiscal year 2023, and (~~(\$23,000)~~) \$42,000 of the
13 general fund—federal appropriation are provided solely for a cost of
14 living adjustment to the personal needs allowance pursuant to RCW
15 74.09.340.

16 (k) The department will work with the health care authority and
17 Washington state's managed care organizations to establish
18 recommendations for clients who live in the community to access the
19 developmental disabilities administration's facility-based
20 professionals to receive care covered under the state plan. If
21 feasible, these recommendations should detail how to enable facility-
22 based professionals to deliver services at mobile or brick-and-mortar
23 clinical settings in the community. The department must submit its
24 recommendations to the appropriate legislative committees no later
25 than December 1, (~~(2021)~~) 2022.

26 (l) The department of social and health services must claim the
27 enhanced federal medical assistance participation rate for home and
28 community-based services offered under section 9817 of the American
29 rescue plan act of 2021 (ARPA). Appropriations made that constitute
30 supplementation of home and community-based services as defined in
31 section 9817 of ARPA are listed in LEAP omnibus document HCBS-2021.

32 (m) \$300,000 of the general fund—state appropriation for fiscal
33 year 2023 and \$226,000 of the general fund—federal appropriation are
34 provided solely to implement Engrossed Second Substitute House Bill
35 No. 1086 (behavioral health consumers). (~~(If the bill is not enacted
36 by June 30, 2021, the amounts provided in this subsection shall
37 lapse.)~~)

38 (n) \$408,000 of the general fund—state appropriation for fiscal
39 year 2022, \$416,000 of the general fund—state appropriation for

1 fiscal year 2023, and \$474,000 of the general fund—federal
2 appropriation are provided solely to implement Second Substitute
3 House Bill No. 1061 (child welfare/developmental disability). (~~If~~
4 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
5 ~~this subsection shall lapse.~~)

6 (o) \$3,474,000 of the general fund—state appropriation for fiscal
7 year 2022, \$11,423,000 of the general fund—state appropriation for
8 fiscal year 2023, and \$15,262,000 of the general fund—federal
9 appropriation are provided solely to increase rates for community
10 residential service providers offering supported living, group home,
11 group training home, and licensed staff residential services to
12 individuals with developmental disabilities. The amounts provided in
13 this subsection (o) include funding to increase the provider rate by
14 2.0 percent effective January 1, 2022, and by an additional 2.0
15 percent effective January 1, 2023. Both 2.0 percent rate increases
16 must be used to support providers' ability to maintain direct care
17 staff wages above the statewide minimum wage.

18 (p) The annual certification renewal fee for community
19 residential service businesses is \$859 per client in fiscal year 2022
20 and \$859 per client in fiscal year 2023. The annual certification
21 renewal fee may not exceed the department's annual licensing and
22 oversight activity costs.

23 (q) The appropriations in this section include sufficient funding
24 to implement chapter 220, Laws of 2020 (adult family homes/8 beds). A
25 nonrefundable fee of \$485 shall be charged for each application to
26 increase bed capacity at an adult family home to seven or eight beds.

27 (r) \$39,000 of the general fund—state appropriation for fiscal
28 year 2022, \$49,000 of the general fund—state appropriation for fiscal
29 year 2023, and \$131,000 of the general fund—federal appropriation are
30 provided solely to increase the administrative rate for home care
31 agencies by five cents per hour effective July 1, 2021.

32 (s) \$1,705,000 of the general fund—state appropriation for fiscal
33 year 2022, \$1,688,000 of the general fund—state appropriation for
34 fiscal year 2023, and \$1,465,000 of the general fund—federal
35 appropriation are provided solely for the development and
36 implementation of 13 enhanced respite beds across the state for
37 children. These services are intended to provide families and
38 caregivers with a break in caregiving, the opportunity for behavioral
39 stabilization of the child, and the ability to partner with the state

1 in the development of an individualized service plan that allows the
2 child to remain in his or her family home. The department must
3 provide the legislature with a respite utilization report in January
4 of each year that provides information about the number of children
5 who have used enhanced respite in the preceding year, as well as the
6 location and number of days per month that each respite bed was
7 occupied.

8 (t) \$2,025,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$2,006,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for the development and
11 implementation of 13 community respite beds across the state for
12 adults. These services are intended to provide families and
13 caregivers with a break in caregiving and the opportunity for
14 stabilization of the individual in a community-based setting as an
15 alternative to using a residential habilitation center to provide
16 planned or emergent respite. The department must provide the
17 legislature with a respite utilization report by January of each year
18 that provides information about the number of individuals who have
19 used community respite in the preceding year, as well as the location
20 and number of days per month that each respite bed was occupied.

21 (u) (~~(\$18,733,000)~~) \$43,535,000 of the general fund—state
22 appropriation for fiscal year 2022, \$12,458,000 of the general fund—
23 state appropriation for fiscal year 2023, and (~~(\$46,342,000)~~)
24 \$110,501,000 of the general fund—federal appropriation are provided
25 solely to continue providing rate add-ons for contracted service
26 providers to address the increased costs associated with serving
27 clients during the COVID-19 pandemic (~~(through the end of calendar~~
28 ~~year 2021)~~).

29 (v) \$78,000 of the general fund—state appropriation for fiscal
30 year 2022, \$75,000 of the general fund—state appropriation for fiscal
31 year 2023, and \$113,000 of the general fund—federal appropriation are
32 provided solely for implementation of Engrossed Substitute Senate
33 Bill No. 5284 (subminimum wage/disabilities). (~~(If the bill is not~~
34 ~~enacted by June 30, 2021, the amounts provided in this subsection~~
35 ~~shall lapse.)~~)

36 (w) Funding in this section is sufficient to implement chapter
37 352, laws of 2020 (developmental disabilities budgeting), including a
38 review of the no-paid services caseload and to update the information
39 to accurately reflect a current headcount of eligible persons and the

1 number of persons contacted who are currently interested in receiving
2 a paid service. It is the intent of the legislature that the
3 department will, as required in chapter 252, laws of 2020
4 (developmental disabilities budgeting), submit a report of this
5 information to the governor and the appropriate committees of the
6 legislature by December 1, 2021. It is also the intent of the
7 legislature that the necessary paid services identified with
8 completion of this report will be adequately funded by the conclusion
9 of fiscal year 2024.

10 (x) \$1,387,000 of the general fund—state appropriation for fiscal
11 year 2022, \$2,641,000 of the general fund—state appropriation for
12 fiscal year 2023, and \$4,250,000 of the general fund—federal
13 appropriation are provided solely to increase the capacity of the
14 children's intensive in-home behavioral supports waiver by 100 slots.

15 (y) \$19,648,000 of the general fund—state appropriation for
16 fiscal year 2023 and \$25,006,000 of the general fund—federal
17 appropriation are provided solely for the purposes of settling all
18 claims in the two related cases *Liang et al v. Washington DSHS et al,*
19 Thurston county superior court case no. 20-2-02506-34 and *SEIU 775 v.*
20 *Washington DSHS et al,* Thurston county superior court case no.
21 18-2-05584-34, Washington supreme court case no. 99658-8. The
22 expenditure of these amounts is contingent upon the release of all
23 claims in both cited cases, and total settlement costs shall not
24 exceed the amounts provided in this subsection and section 204(45) of
25 this act. If the settlement agreement is not fully executed and
26 approved by the Thurston county superior court by June 30, 2023, the
27 amounts provided in this subsection shall lapse.

28 (z) \$205,000 of the general fund—state appropriation for fiscal
29 year 2022, \$232,000 of the general fund—state appropriation for
30 fiscal year 2023, and \$590,000 of the general fund—federal
31 appropriation are provided solely for the department of social and
32 health services to examine the capabilities of the community
33 residential settings and services; to improve cross-system
34 coordination; and to begin the process of redesigning state-operated
35 intermediate care facilities to function as short-term crisis
36 stabilization and intervention. Of the amounts provided in this
37 subsection (1) (~~(y)~~) (z):

38 (i) \$159,000 of the general fund—state appropriation for fiscal
39 year 2022, \$186,000 of the general fund—state appropriation for

1 fiscal year 2023, and \$310,000 of the general fund—federal
2 appropriation are provided solely for the department of social and
3 health services to:

4 (A) Beginning with the governor's budget proposal submitted in
5 December 2022, submit a budget request for expenditures associated
6 with anticipated demand for services under the individual and family
7 services waiver, the basic plus waiver, and the number of individuals
8 who are expected to reside in state-operated living alternatives for
9 consideration by the governor and the legislature for inclusion in
10 maintenance level budgets;

11 (B) Examine the need for community respite beds to serve eligible
12 individuals and stabilization, assessment, and intervention beds to
13 provide crisis stabilization services for individuals with complex
14 behavioral needs. A preliminary report must be submitted no later
15 than October 1, 2022, with a final report submitted no later than
16 October 1, 2023, to the governor and the appropriate committees of
17 the legislature that estimates the number of beds needed in fiscal
18 years 2023 through 2025, recommends geographic locations of these
19 beds, provides options for contracting with community providers for
20 these beds, provides options for utilizing existing intermediate care
21 facilities to meet these needs, and recommends whether or not an
22 increase to respite hours is needed;

23 (C) Contract with a private vendor for a study of medicaid rates
24 for contracted community residential service providers. The study
25 must be submitted to the governor and the appropriate committees of
26 the legislature no later than December 1, 2023, and must include:

27 (I) A recommendation of rates needed for facilities to cover
28 their costs and adequately recruit, train, and retain direct care
29 professionals;

30 (II) Recommendations for an enhanced rate structure, including
31 when and for whom this rate structure would be appropriate; and

32 (III) An assessment of options for an alternative, opt-in rate
33 structure for contracted supported living providers who voluntarily
34 serve individuals with complex behaviors, complete additional
35 training, and submit to additional monitoring;

36 (D) Submit by October 1, 2022, a five-year plan to phase-in the
37 appropriate level of funding and staffing to achieve case management
38 ratios of one case manager to no more than 35 clients. The five-year
39 plan must include:

1 (I) An analysis of current procedures to hire and train new staff
2 within the developmental disabilities administration of the
3 department of social and health services;

4 (II) Identification of any necessary changes to these procedures
5 to ensure a more efficient and timely process for hiring and training
6 staff; and

7 (III) Identification of the number of new hires needed on an
8 annual basis to achieve the phased implementation included in the
9 five-year plan;

10 (E) Collaborate with appropriate stakeholders to develop uniform
11 quality assurance metrics that are applied across community
12 residential settings, intermediate care facilities, and state-
13 operated nursing facilities and submit a report of these activities
14 to the governor and the legislature no later than June 30, 2023;

15 (F) Collaborate with the developmental disabilities council to
16 improve cross-system coordination and submit a report of the
17 activities and any recommendations for policy or fiscal changes to
18 the governor and the legislature no later than October 1, 2022, for
19 consideration in the 2023 legislative session that describes
20 collaborating with the developmental disabilities council to:

21 (I) Coordinate collaboration efforts among relevant stakeholders
22 to develop and disseminate best practices related to serving
23 individuals with cooccurring intellectual and developmental
24 disabilities and mental health conditions;

25 (II) Work with Washington state's apprenticeship and training
26 council, colleges, and universities to establish medical, dental,
27 nursing, and direct care apprenticeship programs that would address
28 gaps in provider training and overall competence;

29 (III) Devise options for consideration by the governor and the
30 legislature to prioritize funding for housing for individuals with
31 intellectual and developmental disabilities when a lack of affordable
32 housing is the barrier preventing an individual from moving to a
33 least restrictive community setting; and

34 (IV) Coordinate collaboration efforts among relevant stakeholders
35 to examine existing law with regard to guardianship and protective
36 proceedings and make any necessary recommendations for changes to
37 existing law to ensure that guardianship or other protective
38 proceedings are designed to provide individuals with intellectual and
39 developmental disabilities with the decision making support they
40 require to live as independently as possible in the least restrictive

1 environment, including consideration of mechanisms that enable
2 regular payment for services rendered by these legal representatives
3 when appropriate; and

4 (G) Develop procedures that ensure that placement in an
5 intermediate care facility is temporary and submit a report of these
6 efforts, including any necessary recommendations for policy or fiscal
7 changes, to the governor and the legislature for consideration in the
8 2022 legislative session no later than November 1, 2021, that
9 describes the development of procedures that ensure that:

10 (I) Clear, written, and verbal information is provided to the
11 individual and their family member that explains that placement in
12 the intermediate care facility is temporary and what constitutes
13 continuous aggressive active treatment and its eligibility
14 implications;

15 (II) Discharge planning begins immediately upon placement of an
16 individual within the intermediate care facility and that the
17 individual and their family member is provided clear descriptions of
18 all placement options and their requirements;

19 (III) When crisis stabilization services are available in the
20 community, the individual is presented with the option to receive
21 services in the community prior to placement in an intermediate care
22 facility; and

23 (IV) When the individual has not achieved crisis stabilization
24 after 60 days of initial placement in the intermediate care facility,
25 the department of social and health services must convene the
26 individual's team of care providers including, but not limited to,
27 the individual's case manager, the individual's community-based
28 providers, and, if applicable, the individual's managed care
29 organization to review and make any necessary changes to the
30 individual's crisis stabilization care plan.

31 (ii) \$46,000 of the general fund—state appropriation in fiscal
32 year 2022, \$46,000 of the general fund—state appropriation in fiscal
33 year 2023, and \$280,000 of the general fund—federal appropriation are
34 provided solely to establish peer mentors to connect each client in
35 an intermediate care facility with a mentor to assist in their
36 transition planning. No later than November 1, 2021, the department
37 of social and health services must submit a report describing these
38 efforts and make any necessary recommendations for policy or fiscal

1 changes to the governor and the legislature for consideration in the
2 2022 legislative session.

3 ~~((z))~~ (aa) Appropriations provided in this section are
4 sufficient to implement Substitute Senate Bill No. 5258 (consumer
5 directed employers).

6 ~~((aa))~~ (bb) \$63,000 of the general fund—state appropriation for
7 fiscal year 2022, \$13,000 of the general fund—state appropriation for
8 fiscal year 2023, and \$77,000 of the general fund—federal
9 appropriation are provided solely to implement Substitute House Bill
10 No. 1411 (health care workforce). ~~((If the bill is not enacted by
11 June 30, 2021, the amounts provided in this subsection shall lapse.))~~

12 (cc) \$123,000 of the general fund—state appropriation for fiscal
13 year 2023 and \$156,000 of the general fund—federal appropriation are
14 provided solely for wages and benefits of home care agency workers
15 who provide direct care.

16 (dd) \$80,000 of the general fund—state appropriation for fiscal
17 year 2023 and \$61,000 of the general fund—federal appropriation are
18 provided solely for the department to hire one full-time employee to
19 provide advice, evaluations, and recommendations on technological
20 tools to clients, providers, and case managers.

21 (ee)(i) \$2,172,000 of the general fund—state appropriation for
22 fiscal year 2023 and \$1,666,000 of the general fund—federal
23 appropriation are provided solely to establish transition
24 coordination teams to coordinate transitions of care for clients who
25 move from one care setting to another. No later than December 1,
26 2022, the department of social and health services shall submit a
27 preliminary report to the appropriate committees of the legislature
28 that details how the funds were utilized and the associated outcomes
29 including but not limited to:

30 (A) A detailed reporting of the number of clients served, the
31 settings in which clients received care, and the progress made toward
32 increasing stability of client placements;

33 (B) A comparison of these outcomes against the outcomes achieved
34 in prior fiscal years;

35 (C) A description of lessons learned since the transition
36 coordination teams were first implemented, including an
37 identification of what processes were improved to reduce the
38 timelines for completion; and

1 (D) Recommendations for changes necessary to the transition
2 coordination teams to improve increasing stability of client
3 placements.

4 (ii) It is the intent of the legislature that the department of
5 social and health services submit annual reports of this information
6 beginning in fiscal year 2024.

7 (ff)(i) \$204,000 of the general fund—state appropriation for
8 fiscal year 2022, \$1,511,000 of the general fund—state appropriation
9 for fiscal year 2023, and \$988,000 of the general fund—federal
10 appropriation are provided solely for service rate increases paid to
11 contracted providers of community engagement, supported parenting,
12 and respite services. Prior to the provider receiving the rate
13 increase, the department of social and health services shall revise
14 any existing contract and implement in any new contract a requirement
15 that providers agree to use the funds solely for allowable costs
16 associated with service delivery. The contract language must also
17 provide that if funding is used for unallowable costs, the provider
18 will immediately refund that portion of the funding that is
19 unallowed.

20 (ii) No later than December 1, 2022, the department of social and
21 health services shall submit a preliminary report to the appropriate
22 committees of the legislature that details how the funds were
23 utilized and the associated outcomes, including a detailed accounting
24 of utilization of services and any changes in the utilization as a
25 result of this funding. The department shall submit a final report of
26 this information no later than June 30, 2023.

27 (gg) \$1,413,000 of the general fund—state appropriation for
28 fiscal year 2023 and \$1,084,000 of the general fund—federal
29 appropriation are provided solely to hire additional staff to reduce
30 the timeline for completion of financial eligibility determinations.
31 No later than December 31, 2022, the department of social and health
32 services shall submit a preliminary report to the appropriate
33 committees of the legislature that details how the funds were
34 utilized and the associated outcomes, including, but not limited to,
35 a description of how the timeline for completion of these
36 determinations has changed. A final report of this information must
37 be submitted no later than June 30, 2023.

38 (hh) \$228,000 of the general fund—state appropriation for fiscal
39 year 2023 and \$284,000 of the general fund—federal appropriation are

1 provided solely to increase funding of the assisted living medicaid
2 methodology established in RCW 74.39A.032 to 68 percent of full
3 methodology funding, effective July 1, 2022.

4 (ii) \$1,046,000 of the general fund—state appropriation for
5 fiscal year 2023 and \$722,000 of the general fund—federal
6 appropriation are provided solely for implementation of Engrossed
7 Substitute Senate Bill No. 5268 (dev. disability services). If the
8 bill is not enacted by June 30, 2022, the amounts provided in this
9 subsection shall lapse.

10 (jj) \$91,000 of the general fund—state appropriation for fiscal
11 year 2023 and \$71,000 of the general fund—federal appropriation are
12 provided solely for implementation of Substitute Senate Bill No. 5620
13 (medicaid expenditures). If the bill is not enacted by June 30, 2022,
14 the amounts provided in this subsection shall lapse.

15 (kk) \$2,581,000 of the general fund—state appropriation for
16 fiscal year 2023 and \$2,060,000 of the general fund—federal
17 appropriation are provided solely for implementation of Substitute
18 Senate Bill No. 5819 (DDA no-paid caseload). If the bill is not
19 enacted by June 30, 2022, the amounts provided in this subsection
20 shall lapse.

21 (ll) \$4,188,000 of the general fund—state appropriation for
22 fiscal year 2023 and \$4,106,000 of the general fund—federal
23 appropriation are provided solely to increase contracted rates for
24 supported employment and community inclusion providers. The temporary
25 contracted rate in effect through June 30, 2022, shall become the new
26 contracted rate beginning July 1, 2022. The department shall conduct
27 a comprehensive study of the current rate structure paid to supported
28 employment and community inclusion providers. No later than October
29 1, 2022, the department must submit to the governor and the
30 appropriate committees of the legislature a report of this study that
31 includes, but is not limited to, the following:

32 (i) An overview of the current system and how it operates,
33 including an overview of the current rate structure;

34 (ii) A description of the organizational components and costs
35 associated with the delivery of supported employment and community
36 inclusion services that achieve client outcomes;

37 (iii) A recommendation of the rates needed for providers to cover
38 their costs and maintain the infrastructure required to achieve and
39 support client outcomes; and

1 (iv) A recommendation for a methodology to utilize in the future
2 for regularly analyzing costs associated with service delivery and
3 the rate adjustments, and associated frequency of these adjustments,
4 needed to ensure that services achieve client outcomes.

5 (mm) \$40,196,000 of the general fund—state appropriation for
6 fiscal year 2023 and \$40,196,000 of the general fund—federal
7 appropriation are provided solely to increase base rates for
8 community residential providers. The temporary rate add-ons in effect
9 through June 30, 2022, shall be added to the base rate in effect
10 through June 30, 2022, to become the new base rate effective July 1,
11 2022.

12 (2) INSTITUTIONAL SERVICES

13	General Fund—State Appropriation (FY 2022)	((\$115,635,000))
14		<u>\$110,570,000</u>
15	General Fund—State Appropriation (FY 2023)	((\$125,463,000))
16		<u>\$135,838,000</u>
17	General Fund—Federal Appropriation	((\$241,480,000))
18		<u>\$253,126,000</u>
19	General Fund—Private/Local Appropriation	\$27,043,000
20	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
21	<u>Appropriation</u>	<u>\$1,454,000</u>
22	TOTAL APPROPRIATION	((\$509,621,000))
23		<u>\$528,031,000</u>

24 The appropriations in this subsection are subject to the
25 following conditions and limitations:

26 (a) Individuals receiving services as supplemental security
27 income (SSI) state supplemental payments may not become eligible for
28 medical assistance under RCW 74.09.510 due solely to the receipt of
29 SSI state supplemental payments.

30 (b) \$495,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$495,000 of the general fund—state appropriation for
32 fiscal year 2023 are for the department to fulfill its contracts with
33 the school districts under chapter 28A.190 RCW to provide
34 transportation, building space, and other support services as are
35 reasonably necessary to support the educational programs of students
36 living in residential habilitation centers.

37 (c) The residential habilitation centers may use funds
38 appropriated in this subsection to purchase goods, services, and

1 supplies through hospital group purchasing organizations when it is
2 cost-effective to do so.

3 (d) \$3,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$10,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for a cost of living increase
6 adjustment to the personal needs allowance pursuant to RCW 74.09.340.

7 (e) The department is directed to develop a plan to reduce the
8 footprint of the Rainier residential habilitation center campus and
9 other property facilities taking into consideration recommendations
10 of the Ruckleshaus residential habilitation center work group report
11 and the department's Rainier school master plan.

12 (i) The plan must include the following:

13 (A) Input from interested stakeholders to ensure a thoughtful,
14 safe, and well-supported residential transition to the community;

15 (B) An outline for maintaining a state-operated safety net for
16 individuals who transition to the community and who may later be in
17 crisis or who need a greater level of care;

18 (C) Barriers to successful community transitions and how to
19 mitigate those;

20 (D) A report of stakeholder feedback received and how it was
21 incorporated or not into the plan; and

22 (E) A proposed timeline to implement the plan and a target date
23 for reducing the footprint of Rainier if the plan is followed.

24 (ii) The stakeholders must include, at minimum: Individuals who
25 reside or have resided at Rainier within the last two decades,
26 families and guardians of individuals who reside or have resided at
27 Rainier, the city of Buckley, and current or former staff at Rainier
28 and their respective labor organizations.

29 (iii) The department must confer with and have approval from the
30 governor's office prior to submission of the plan. A final plan shall
31 be submitted to the governor and the appropriate committees of the
32 legislature no later than June 30, 2023.

33 (3) PROGRAM SUPPORT

34	General Fund—State Appropriation (FY 2022).	((\$2,639,000))
35		<u>\$2,717,000</u>
36	General Fund—State Appropriation (FY 2023).	((\$2,688,000))
37		<u>\$2,958,000</u>
38	General Fund—Federal Appropriation.	((\$3,192,000))
39		<u>\$3,239,000</u>

1	TOTAL APPROPRIATION.	((\$8,519,000))
2		<u>\$8,914,000</u>
3	(4) SPECIAL PROJECTS	
4	General Fund—State Appropriation (FY 2022).	\$61,000
5	General Fund—State Appropriation (FY 2023).	((\$61,000))
6		<u>\$66,000</u>
7	General Fund—Federal Appropriation.	((\$1,090,000))
8		<u>\$1,092,000</u>
9	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
10	<u>Appropriation.</u>	<u>\$66,000</u>
11	TOTAL APPROPRIATION.	((\$1,212,000))
12		<u>\$1,285,000</u>

13 **Sec. 204.** 2021 c 334 s 204 (uncodified) is amended to read as
14 follows:

15 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—AGING AND ADULT**
16 **SERVICES PROGRAM**

17	General Fund—State Appropriation (FY 2022).	((\$1,422,098,000))
18		<u>\$1,347,193,000</u>
19	General Fund—State Appropriation (FY 2023).	((\$1,783,367,000))
20		<u>\$1,977,868,000</u>
21	General Fund—Federal Appropriation.	((\$4,517,927,000))
22		<u>\$4,829,079,000</u>
23	General Fund—Private/Local Appropriation.	\$37,804,000
24	Traumatic Brain Injury Account—State Appropriation.	((\$4,544,000))
25		<u>\$5,586,000</u>
26	Skilled Nursing Facility Safety Net Trust Account—	
27	State Appropriation.	\$133,360,000
28	Long-Term Services and Supports Trust Account—State	
29	Appropriation.	((\$10,873,000))
30		<u>\$13,233,000</u>
31	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
32	<u>Appropriation.</u>	<u>\$3,606,000</u>
33	TOTAL APPROPRIATION.	((\$7,909,973,000))
34		<u>\$8,347,729,000</u>

35 The appropriations in this section are subject to the following
36 conditions and limitations:

1 (1) (a) For purposes of implementing chapter 74.46 RCW, the
2 weighted average nursing facility payment rate may not exceed \$259.84
3 for fiscal year 2022 and may not exceed \$279.84 for fiscal year 2023.

4 (b) The department shall provide a medicaid rate add-on to
5 reimburse the medicaid share of the skilled nursing facility safety
6 net assessment as a medicaid allowable cost. The nursing facility
7 safety net rate add-on may not be included in the calculation of the
8 annual statewide weighted average nursing facility payment rate.

9 (2) In accordance with RCW 18.51.050, 18.20.050, 70.128.060, and
10 43.135.055, the department is authorized to increase nursing
11 facility, assisted living facility, and adult family home fees as
12 necessary to fully support the actual costs of conducting the
13 licensure, inspection, and regulatory programs. The license fees may
14 not exceed the department's annual licensing and oversight activity
15 costs and shall include the department's cost of paying providers for
16 the amount of the license fee attributed to medicaid clients.

17 (a) The current annual renewal license fee for adult family homes
18 is \$225 per bed beginning in fiscal year 2022 and \$225 per bed
19 beginning in fiscal year 2023. A processing fee of \$2,750 must be
20 charged to each adult family home when the home is initially
21 licensed. This fee is nonrefundable. A processing fee of \$700 shall
22 be charged when adult family home providers file a change of
23 ownership application.

24 (b) The current annual renewal license fee for assisted living
25 facilities is \$116 per bed beginning in fiscal year 2022 and \$116 per
26 bed beginning in fiscal year 2023.

27 (c) The current annual renewal license fee for nursing facilities
28 is \$359 per bed beginning in fiscal year 2022 and \$359 per bed
29 beginning in fiscal year 2023.

30 (3) The department is authorized to place long-term care clients
31 residing in nursing homes and paid for with state-only funds into
32 less restrictive community care settings while continuing to meet the
33 client's care needs.

34 (4) (i) \$6,113,000 of the general fund—state appropriation for
35 fiscal year 2022, \$19,799,000 of the general fund—state appropriation
36 for fiscal year 2023, and \$37,161,000 of the general fund—federal
37 appropriation are provided solely for the implementation of the
38 agreement reached between the governor and the service employees
39 international union healthcare 775nw under the provisions of chapters

1 74.39A and 41.56 RCW for the 2021-2023 fiscal biennium, as provided
2 in section 946 of this act.

3 (ii) \$18,787,000 of the general fund—state appropriation for
4 fiscal year 2023 and \$23,910,000 of the general fund—federal
5 appropriation are provided solely for the implementation of the
6 agreement reached between the governor and the service employees
7 international union healthcare 775nw under the provisions of chapters
8 74.39A and 41.56 RCW for fiscal year 2023, as provided in section 935
9 of this act.

10 (5) (i) \$1,941,000 of the general fund—state appropriation for
11 fiscal year 2022, \$6,439,000 of the general fund—state appropriation
12 for fiscal year 2023, and \$12,064,000 of the general fund—federal
13 appropriation are provided solely for the homecare agency parity
14 impacts of the agreement between the governor and the service
15 employees international union healthcare 775nw.

16 (ii) \$6,028,000 of the general fund—state appropriation for
17 fiscal year 2023 and \$7,669,000 of the general fund—federal
18 appropriation are provided solely for the homecare agency parity
19 impacts of the agreement between the governor and the service
20 employees international union healthcare 775nw.

21 (6) The department may authorize a one-time waiver of all or any
22 portion of the licensing and processing fees required under RCW
23 70.128.060 in any case in which the department determines that an
24 adult family home is being relicensed because of exceptional
25 circumstances, such as death or incapacity of a provider, and that to
26 require the full payment of the licensing and processing fees would
27 present a hardship to the applicant. In these situations the
28 department is also granted the authority to waive the required
29 residential administrator training for a period of 120 days if
30 necessary to ensure continuity of care during the relicensing
31 process.

32 (7) In accordance with RCW 18.390.030, the biennial registration
33 fee for continuing care retirement communities shall be \$900 for each
34 facility.

35 (8) Within amounts appropriated in this subsection, the
36 department shall assist the legislature to continue the work of the
37 joint legislative executive committee on planning for aging and
38 disability issues.

1 (a) A joint legislative executive committee on aging and
2 disability is continued, with members as provided in this subsection.

3 (i) Four members of the senate, with the leaders of the two
4 largest caucuses each appointing two members, and four members of the
5 house of representatives, with the leaders of the two largest
6 caucuses each appointing two members;

7 (ii) A member from the office of the governor, appointed by the
8 governor;

9 (iii) The secretary of the department of social and health
10 services or his or her designee;

11 (iv) The director of the health care authority or his or her
12 designee;

13 (v) A member from disability rights Washington and a member from
14 the office of long-term care ombuds;

15 (vi) The insurance commissioner or his or her designee, who shall
16 serve as an ex officio member; and

17 (vii) Other agency directors or designees as necessary.

18 (b) The committee must make recommendations and continue to
19 identify key strategic actions to prepare for the aging of the
20 population in Washington and to serve people with disabilities,
21 including state budget and policy options, and may conduct, but are
22 not limited to, the following tasks:

23 (i) Identify strategies to better serve the health care needs of
24 an aging population and people with disabilities to promote healthy
25 living and palliative care planning;

26 (ii) Identify strategies and policy options to create financing
27 mechanisms for long-term service and supports that allow individuals
28 and families to meet their needs for service;

29 (iii) Identify policies to promote financial security in
30 retirement, support people who wish to stay in the workplace longer,
31 and expand the availability of workplace retirement savings plans;

32 (iv) Identify ways to promote advance planning and advance care
33 directives and implementation strategies for the Bree collaborative
34 palliative care and related guidelines;

35 (v) Identify ways to meet the needs of the aging demographic
36 impacted by reduced federal support;

37 (vi) Identify ways to protect the rights of vulnerable adults
38 through assisted decision-making and guardianship and other relevant
39 vulnerable adult protections;

1 (vii) Identify options for promoting client safety through
2 residential care services and consider methods of protecting older
3 people and people with disabilities from physical abuse and financial
4 exploitation; and

5 (viii) Identify other policy options and recommendations to help
6 communities adapt to the aging demographic in planning for housing,
7 land use, and transportation.

8 (c) Staff support for the committee shall be provided by the
9 office of program research, senate committee services, the office of
10 financial management, and the department of social and health
11 services.

12 (d) Within existing appropriations, the cost of meetings must be
13 paid jointly by the senate, house of representatives, and the office
14 of financial management. Joint committee expenditures and meetings
15 are subject to approval by the senate facilities and operations
16 committee and the house of representatives executive rules committee,
17 or their successor committees. Meetings of the task force must be
18 scheduled and conducted in accordance with the rules of both the
19 senate and the house of representatives. The joint committee members
20 may be reimbursed for travel expenses as authorized under RCW
21 43.03.050 and 43.03.060, and chapter 44.04 RCW as appropriate.
22 Advisory committee members may not receive compensation or
23 reimbursement for travel and expenses.

24 (9) Appropriations in this section are sufficient to fund
25 discharge case managers stationed at the state psychiatric hospitals.
26 Discharge case managers will transition clients ready for hospital
27 discharge into less restrictive alternative community placements. The
28 transition of clients ready for discharge will free up bed capacity
29 at the state psychiatric hospitals.

30 (10) Appropriations in this section are sufficient to fund
31 financial service specialists stationed at the state psychiatric
32 hospitals. Financial service specialists will help to transition
33 clients ready for hospital discharge into alternative community
34 placements. The transition of clients ready for discharge will free
35 up bed capacity at the state hospitals.

36 (11) The department shall continue to administer (~~initiative 2~~
37 ~~of the medicaid transformation waiver that provides~~) tailored
38 support for older adults and medicaid alternative care as described
39 in initiative 2 of the (~~medicaid transformation~~) 1115 demonstration
40 waiver (~~under healthier Washington~~). This initiative will be funded

1 by the health care authority (~~with~~) through the medicaid quality
2 improvement program. The secretary in collaboration with the director
3 of the health care authority shall report to the office of financial
4 management all (~~of the~~) expenditures of this subsection and shall
5 provide such fiscal data in the time, manner, and form requested. The
6 department shall not increase general fund—state expenditures on this
7 initiative.

8 (12) (i) \$3,378,000 of the general fund—state appropriation for
9 fiscal year 2022, \$5,561,000 of the general fund—state appropriation
10 for fiscal year 2023, and \$11,980,000 of the general fund—federal
11 appropriation are provided solely for the implementation of an
12 agreement reached between the governor and the adult family home
13 council under the provisions of chapter 41.56 RCW for the 2021-2023
14 fiscal biennium, as provided in section 948 of this act.

15 (ii) \$8,922,000 of the general fund—state appropriation for
16 fiscal year 2023 and \$8,212,000 of the general fund—federal
17 appropriation are provided solely for the implementation of an
18 agreement reached between the governor and the adult family home
19 council under the provisions of chapter 41.56 RCW for fiscal year
20 2023, as provided in section 937 of this act.

21 (13) \$1,761,000 of the general fund—state appropriation for
22 fiscal year 2022, \$1,761,000 of the general fund—state appropriation
23 for fiscal year 2023, and \$4,162,000 of the general fund—federal
24 appropriation are provided solely for case managers at the area
25 agencies on aging to coordinate care for medicaid clients with mental
26 illness who are living in their own homes. Work shall be accomplished
27 within existing standards for case management and no requirements
28 will be added or modified unless by mutual agreement between the
29 department of social and health services and area agencies on aging.

30 (14) Appropriations provided in this section are sufficient for
31 the department to contract with an organization to provide
32 educational materials, legal services, and attorney training to
33 support persons with dementia. The funding provided in this
34 subsection must be used for:

35 (a) An advance care and legal planning toolkit for persons and
36 families living with dementia, designed and made available online and
37 in print. The toolkit should include educational topics including,
38 but not limited to:

1 (i) The importance of early advance care, legal, and financial
2 planning;

3 (ii) The purpose and application of various advance care, legal,
4 and financial documents;

5 (iii) Dementia and capacity;

6 (iv) Long-term care financing considerations;

7 (v) Elder and vulnerable adult abuse and exploitation;

8 (vi) Checklists such as "legal tips for caregivers," "meeting
9 with an attorney," and "life and death planning;"

10 (vii) Standardized forms such as general durable power of
11 attorney forms and advance health care directives; and

12 (viii) A selected list of additional resources.

13 (b) Webinars about the dementia legal and advance care planning
14 toolkit and related issues and topics with subject area experts. The
15 subject area expert presenters must provide their services in-kind,
16 on a volunteer basis.

17 (c) Continuing legal education programs for attorneys to advise
18 and assist persons with dementia. The continuing education programs
19 must be offered at no cost to attorneys who make a commitment to
20 participate in the pro bono program.

21 (d) Administrative support costs to develop intake forms and
22 protocols, perform client intake, match participating attorneys with
23 eligible clients statewide, maintain records and data, and produce
24 reports as needed.

25 (15) Appropriations provided in this section are sufficient to
26 continue community alternative placement beds that prioritize the
27 transition of clients who are ready for discharge from the state
28 psychiatric hospitals, but who have additional long-term care or
29 developmental disability needs.

30 (a) Community alternative placement beds include enhanced service
31 facility beds, adult family home beds, skilled nursing facility beds,
32 shared supportive housing beds, state operated living alternative
33 beds, assisted living facility beds, adult residential care beds, and
34 specialized dementia beds.

35 (b) Each client must receive an individualized assessment prior
36 to leaving one of the state psychiatric hospitals. The individualized
37 assessment must identify and authorize personal care, nursing care,
38 behavioral health stabilization, physical therapy, or other necessary
39 services to meet the unique needs of each client. It is the
40 expectation that, in most cases, staffing ratios in all community

1 alternative placement options described in (a) of this subsection
2 will need to increase to meet the needs of clients leaving the state
3 psychiatric hospitals. If specialized training is necessary to meet
4 the needs of a client before he or she enters a community placement,
5 then the person centered service plan must also identify and
6 authorize this training.

7 (c) When reviewing placement options, the department must
8 consider the safety of other residents, as well as the safety of
9 staff, in a facility. An initial evaluation of each placement,
10 including any documented safety concerns, must occur within thirty
11 days of a client leaving one of the state psychiatric hospitals and
12 entering one of the community placement options described in (a) of
13 this subsection. At a minimum, the department must perform two
14 additional evaluations of each placement during the first year that a
15 client has lived in the facility.

16 (d) In developing bed capacity, the department shall consider the
17 complex needs of individuals waiting for discharge from the state
18 psychiatric hospitals.

19 (16) No later than December 31, 2021, the department of social
20 and health services and the health care authority shall submit a
21 waiver request to the federal department of health and human services
22 to authorize presumptive medicaid eligibility determinations for
23 clients preparing for acute care hospital discharge who may need
24 long-term services and supports. The department and the authority
25 shall hold stakeholder discussions, including opportunities for
26 public review and comment, during development of the waiver request.
27 Upon submission of the waiver request, the department and the
28 authority shall submit a report to the governor and the appropriate
29 legislative committees that describes the request and identifies any
30 statutory changes that may be necessary if the federal government
31 approves the request.

32 (17) The annual certification renewal fee for community
33 residential service businesses is \$859 per client in fiscal year 2022
34 and \$859 per client in fiscal year 2023. The annual certification
35 renewal fee may not exceed the department's annual licensing and
36 oversight activity costs.

37 (18) The appropriations in this section include sufficient
38 funding to implement chapter 220, Laws of 2020 (adult family homes/8
39 beds). A nonrefundable fee of \$485 shall be charged for each

1 application to increase bed capacity at an adult family home to seven
2 or eight beds.

3 (19) \$261,000 of the general fund—state appropriation for fiscal
4 year 2022, \$320,000 of the general fund—state appropriation for
5 fiscal year 2023, and \$861,000 of the general fund—federal
6 appropriation are provided solely to increase the administrative rate
7 for home care agencies by five cents per hour effective July 1, 2021.

8 (20) The department of social and health services must claim the
9 enhanced federal medical assistance participation rate for home and
10 community-based services offered under section 9817 of the American
11 rescue plan act of 2021 (ARPA). Appropriations made that constitute
12 supplementation of home and community-based services as defined in
13 section 9817 of ARPA are listed in LEAP omnibus document HCBS-2021.

14 (21) \$1,458,000 of the general fund—state appropriation for
15 fiscal year 2022 and \$1,646,000 of the general fund—state
16 appropriation for fiscal year 2023 are provided solely for the
17 department to provide personal care services for up to 20 clients who
18 are not United States citizens and who are ineligible for medicaid
19 upon their discharge from an acute care hospital. The department must
20 prioritize the funding provided in this subsection for such clients
21 in acute care hospitals who are also on the department's wait list
22 for services.

23 (22) \$750,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$750,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for community-based dementia
26 education and support activities in two areas of the state, including
27 dementia resource catalyst staff and direct services for people with
28 dementia and their caregivers.

29 (23) \$237,000 of the general fund—state appropriation for fiscal
30 year 2022, \$226,000 of the general fund—state appropriation for
31 fiscal year 2023, and \$572,000 of the general fund—federal
32 appropriation are provided solely to implement Substitute House Bill
33 No. 1218 (long-term care residents). ((If the bill is not enacted by
34 June 30, 2021, the amounts provided in this subsection shall lapse.))

35 (24) (~~(\$345,000 of the general fund state appropriation for~~
36 ~~fiscal year 2022, \$50,000 of the general fund state appropriation for~~
37 ~~fiscal year 2023, and \$336,000 of the general fund federal~~
38 ~~appropriation are provided solely to implement Second Substitute~~
39 ~~House Bill No. 1127 (COVID-19 health data privacy). If the bill is~~

1 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
2 ~~shall lapse.~~

3 ~~(25))~~ \$4,329,000 of the general fund—state appropriation for
4 fiscal year 2022 and \$4,329,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for services
6 and support to individuals who are deaf, hard of hearing, or deaf-
7 blind.

8 ~~((26) \$41,117,000)~~ (25) \$85,981,000 of the general fund—state
9 appropriation for fiscal year 2022, \$44,711,000 of the general fund—
10 state appropriation for fiscal year 2023, and ~~((101,715,000))~~
11 \$244,279,000 of the general fund—federal appropriation are provided
12 solely to continue providing rate add-ons for contracted service
13 providers to address the increased costs associated with serving
14 clients during the COVID-19 pandemic ~~((through the end of calendar~~
15 ~~year 2021))~~.

16 ~~((27))~~ (26) \$11,609,000 of the general fund—state appropriation
17 for fiscal year 2023 and \$11,609,000 of the general fund—federal
18 appropriation are provided solely to increase the fixed rate paid for
19 skilled nursing facility medicaid direct care to one hundred and five
20 percent of statewide case mix neutral median costs.

21 ~~((28))~~ (27) Within the amounts provided in this section, the
22 department of social and health services must develop a statewide
23 agency emergency preparedness plan with which to respond to future
24 public health emergencies.

25 ~~((29))~~ (28) The traumatic brain injury council shall
26 collaborate with other state agencies in their efforts to address
27 traumatic brain injuries to ensure that efforts are complimentary and
28 continue to support the state's broader efforts to address this
29 issue.

30 ~~((30))~~ (29) \$1,858,000 of the general fund—state appropriation
31 for fiscal year 2022 and \$1,857,000 of the general fund—state
32 appropriation for fiscal year 2023 are provided solely for operation
33 of the volunteer services program. Funding must be prioritized
34 towards serving populations traditionally served by long-term care
35 services to include senior citizens and persons with disabilities.

36 ~~((31))~~ (30) \$479,000 of the general fund—state appropriation
37 for fiscal year 2022 and \$479,000 of the general fund—state
38 appropriation for fiscal year 2023 are provided solely for the

1 kinship navigator program in the Colville Indian reservation, Yakama
2 Nation, and other tribal areas.

3 ~~((32))~~ (31) Within available funds, the aging and long term
4 support administration must maintain a unit within adult protective
5 services that specializes in the investigation of financial abuse
6 allegations and self-neglect allegations.

7 ~~((33))~~ (32) \$1,344,000 of the general fund—state appropriation
8 for fiscal year 2022 and \$1,344,000 of the general fund—state
9 appropriation for fiscal year 2023 are provided solely for the
10 kinship care support program.

11 ~~((34) \$10,797,000)~~ (33) \$7,938,000 of the general fund—state
12 appropriation for fiscal year 2022, ~~((11,477,000))~~ \$13,412,000 of
13 the general fund—state appropriation for fiscal year 2023, and
14 ~~((23,946,000))~~ \$22,456,000 of the general fund—federal appropriation
15 are provided solely for nursing home services and emergent building
16 costs at the transitional care center of Seattle. No later than
17 December 1, 2022, the department must submit to the appropriate
18 fiscal committees of the legislature a report that includes, but is
19 not limited to:

20 (a) An itemization of the costs associated with providing direct
21 care services to residents and managing and caring for the facility;
22 and

23 (b) An examination of the impacts of this facility on clients and
24 providers of the long-term care and medical care sectors of the state
25 that includes, but is not limited to:

26 (i) An analysis of areas that have realized cost containment or
27 savings as a result of this facility;

28 (ii) A comparison of individuals transitioned from hospitals to
29 this facility compared to other skilled nursing facilities over the
30 same period of time; and

31 (iii) Impacts of this facility on lengths of stay in acute care
32 hospitals, other skilled nursing facility, and transitions to home
33 and community-based settings.

34 ~~((35))~~ (34) \$58,000 of the general fund—state appropriation for
35 fiscal year 2022 and \$90,000 of the general fund—federal
36 appropriation are provided solely for implementation of Engrossed
37 Substitute Senate Bill No. 5229 (health equity continuing education).
38 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
39 in this subsection shall lapse.~~

1 ~~(36)~~) (35) \$50,000 of the general fund—state appropriation for
2 fiscal year 2022 is provided solely for fall prevention training. The
3 department of social and health services will provide one-time grant
4 funding to an association representing long-term care facilities to
5 develop and provide fall prevention training for long-term care
6 facilities. The training must include information about environmental
7 modifications to help reduce falls, tools to assess an individual's
8 risk for falling, and evidence-based interventions for reducing falls
9 amongst individuals with dementia or cognitive impairments. The
10 training must be offered at no cost and made available online for the
11 general public to access at any time. The recipient of the grant
12 funds must work with the department of social and health services and
13 the department of health on developing and promoting the training.

14 ~~((37))~~ (36) \$4,504,000 of the general fund—state appropriation
15 for fiscal year 2022, \$9,072,000 of the general fund—state
16 appropriation for fiscal year 2023, and \$452,000 of the general fund—
17 federal appropriation are provided solely for behavioral health
18 personal care services for individuals with exceptional care needs
19 due to their psychiatric diagnosis as determined through the
20 department's CARE assessment and for three full-time positions to
21 coordinate with the health care authority and medicaid managed care
22 organizations for the care of these individuals. Future caseload and
23 per capita changes for behavioral health personal care services will
24 be incorporated into the department's medicaid forecast. The
25 department shall coordinate with the authority for purposes of
26 developing and submitting to the centers for medicare and medicaid, a
27 1915(i) state plan.

28 ~~((38))~~ (37) Within existing appropriations, and no later than
29 December 31, 2021, the department of social and health services must
30 work with stakeholders to consider modifications to current practices
31 that address the current challenges adult family homes are facing
32 with acquiring and maintaining liability insurance coverage. In
33 consultation with stakeholders, the department of social and health
34 services must:

35 (a) Transition language contained in citation and enforcement
36 actions to plain talk language that helps insurers and consumers
37 understand the nature of the regulatory citations; and

1 (b) Display the severity and resolution of citation and
2 enforcement actions in plain talk language for consumers and insurers
3 to better understand the nature of the situation.

4 ~~((39))~~ (38) \$435,000 of the general fund—state appropriation
5 for fiscal year 2022 and \$435,000 of the general fund—state
6 appropriation for fiscal year 2023 are provided solely to continue
7 the current pilot project in Pierce county to provide personal care
8 services to homeless seniors and people with disabilities from the
9 time the person presents at a shelter to the time they become
10 eligible for medicaid and to establish two new pilot project sites in
11 King county, one site in Clark county, and one site in Spokane
12 county. The department of social and health services shall submit a
13 report by December 1, 2022, to the governor and appropriate
14 legislative committees that addresses the following for each site:

15 (a) The number of people served in the pilot;

16 (b) The number of people served in the pilot who transitioned to
17 medicaid personal care;

18 (c) The number of people served in the pilot who found stable
19 housing; and

20 (d) Any additional information or data deemed relevant by the
21 contractors or the department of social and health services.

22 ~~((40))~~ (39) \$3,063,000 of the general fund—state appropriation
23 for fiscal year 2022 and \$4,517,000 of the general fund—federal
24 appropriation is provided solely to offset COVID-19 related cost
25 impacts on the in-home medicaid long-term care case management
26 program operated by area agencies on aging.

27 ~~((41))~~ (40) Appropriations provided in this section are
28 sufficient to implement Substitute Senate Bill No. 5258 (consumer
29 directed employers).

30 ~~((42))~~ (41) \$69,000 of the general fund—state appropriation for
31 fiscal year 2022, \$65,000 of the general fund—state appropriation for
32 fiscal year 2023, and \$98,000 of the general fund—federal
33 appropriation are provided solely to implement Engrossed Second
34 Substitute Senate Bill No. 5163 (conditionally released sexually
35 violent predators). ~~((If the bill is not enacted by June 30, 2021,
36 the amounts provided in this subsection shall lapse.~~

37 ~~(43))~~ (42) \$75,000 of the general fund—state appropriation for
38 fiscal year 2022, \$54,000 of the general fund—state appropriation for
39 fiscal year 2023, and \$130,000 of the general fund—federal

1 appropriation are provided solely to implement Substitute House Bill
2 No. 1411 (health care workforce). ~~((If the bill is not enacted by~~
3 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~

4 ~~(44))~~ (43) \$15,000 of the general fund—state appropriation for
5 fiscal year 2022, ~~((~~\$51,000~~))~~ \$111,000 of the general fund—state
6 appropriation for fiscal year 2023, and ~~((~~\$32,000~~))~~ \$61,000 of the
7 general fund—federal appropriation are provided solely for a cost of
8 living adjustment to the personal needs allowance pursuant to RCW
9 74.09.340.

10 (44) \$8,259,000 of the general fund—state appropriation for
11 fiscal year 2023 and \$8,259,000 of the general fund—federal
12 appropriation are provided solely to adjust the minimum occupancy
13 assumption used to calculate the indirect care median to 80 percent.

14 (45) \$38,265,000 of the general fund—state appropriation for
15 fiscal year 2023 and \$48,666,000 of the general fund—federal
16 appropriation are provided solely for the purposes of settling all
17 claims in the two related cases *Liang et al v. Washington DSHS et al,*
18 Thurston county superior court case no. 20-2-02506-34 and *SEIU 775 v.*
19 *Washington DSHS et al,* Thurston county superior court case no.
20 18-2-05584-34, Washington supreme court case no. 99658-8. The
21 expenditure of these amounts is contingent upon the release of all
22 claims in both cited cases, and total settlement costs shall not
23 exceed the amounts provided in this subsection and section 203(1)(y)
24 of this act. If the settlement agreement is not fully executed and
25 approved by the Thurston county superior court by June 30, 2023, the
26 amounts provided in this subsection shall lapse.

27 (46) \$799,000 of the general fund—state appropriation for fiscal
28 year 2023 and \$1,016,000 of the general fund—federal appropriation
29 are provided solely for wages and benefits of home care agency
30 workers who provide direct care.

31 (47) \$133,000 of the general fund—state appropriation for fiscal
32 year 2022, \$181,000 of the general fund—state appropriation for
33 fiscal year 2023, and \$313,000 of the general fund—federal
34 appropriation are provided solely to continue the overpayment
35 resolution team through the 2021-2023 fiscal biennium. No later than
36 June 30, 2023, the department shall submit to the appropriate
37 committees of the legislature a report describing the work undertaken
38 by this team and the associated outcomes.

1 (48) \$1,081,000 of the general fund—state appropriation for
2 fiscal year 2023 and \$1,200,000 of the general fund—federal
3 appropriation are provided solely to increase private duty nursing
4 rates by 20 percent and to increase private duty nursing adult family
5 home provider rates by 10 percent effective July 1, 2022.

6 (49) \$4,200,000 of the general fund—state appropriation for
7 fiscal year 2023 is provided solely for area agency on aging care
8 coordinators stationed in acute care hospitals to help transition
9 clients ready for hospital discharge into home and community-based
10 settings. Care coordinators shall keep data on numbers of patients
11 discharged and readmission impacts and report that information to the
12 department of social and health services.

13 (50) \$23,000 of the general fund—state appropriation for fiscal
14 year 2022, \$12,637,000 of the general fund—state appropriation for
15 fiscal year 2023, and \$14,136,000 of the general fund—federal
16 appropriation are provided solely to increase funding of the assisted
17 living medicaid methodology established in RCW 74.39A.032 to 68
18 percent of full methodology funding, effective July 1, 2022.

19 (a) Of the amounts provided in this subsection, \$23,000 of the
20 general fund—state appropriation for fiscal year 2022, \$39,000 of the
21 general fund—state appropriation for fiscal year 2023, and \$62,000 of
22 the general fund—federal appropriation are provided solely for a one-
23 time project staff position at the department to develop and submit a
24 report to the governor and appropriate legislative committees no
25 later than December 30, 2022. The report must include a review and
26 summary of discharge regulations and notification requirements for
27 assisted living providers and include recommendations related to
28 disclosure of providers' terms and conditions for medicaid
29 acceptance.

30 (b) Following the submission of the report in (a) of this
31 subsection and through the end of the 2021-2023 fiscal biennium, the
32 department shall regularly review and report on medicaid resident
33 utilization of and access to assisted living facilities.

34 (51) \$12,000,000 of the general fund—state appropriation for
35 fiscal year 2023 and \$12,000,000 of the general fund—federal
36 appropriation are provided solely to increase the rate paid for area
37 agency on aging case management services by 23 percent.

38 (52) \$68,000 of the general fund—state appropriation for fiscal
39 year 2023 and \$67,000 of the general fund—federal appropriation are

1 provided solely for implementation of Senate Bill No. 5866 (medicaid
2 LTSS/tribes). If the bill is not enacted by June 30, 2022, the
3 amounts provided in this subsection shall lapse.

4 (53) \$83,000 of the general fund—state appropriation for fiscal
5 year 2023 and \$83,000 of the general fund—federal appropriation are
6 provided solely for implementation of Substitute Senate Bill No. 5620
7 (medicaid expenditures). If the bill is not enacted by June 30, 2022,
8 the amounts provided in this subsection shall lapse.

9 (54) \$5,000,000 of the general fund—state appropriation for
10 fiscal year 2023 is provided solely for the department to establish a
11 grant program to expand the use of air conditioning in adult family
12 homes that are serving individuals whose services are funded through
13 medicaid or state funded long-term care programs. A qualifying adult
14 family home may receive up to \$5,000 in grant funding. Grants must be
15 used for one-time costs associated with equipping and installing
16 portable air conditioning units in resident's bedrooms and common
17 areas, or updating the adult family home's heating, ventilation, and
18 air conditioning system to include air conditioning. The department
19 shall verify that the grant was used appropriately at the inspection
20 immediately following the adult family home's receipt of the grant.

21 (55) \$350,000 of the general fund—state appropriation for fiscal
22 year 2023 is provided solely for a study of the feasibility of
23 placing individuals under the jurisdiction of the department of
24 corrections in nursing home facilities licensed or to be licensed by
25 the department to better meet the client's care needs. By October 1,
26 2022, in collaboration with the department of corrections and the
27 health care authority, the department must submit a preliminary
28 report to the governor and the relevant fiscal and policy committees
29 of the legislature. At a minimum, the preliminary report must review
30 the medical, behavioral health, and long-term care needs of the
31 individuals and assess whether the state could obtain and be eligible
32 for federal funding for providing health care and long-term care
33 services for individuals under the jurisdiction of the department of
34 corrections placed in nursing home facilities. By June 30, 2023, the
35 department, in collaboration with the department of corrections, must
36 submit a final report to the governor and the relevant fiscal and
37 policy committees of the legislature. The final report shall:

38 (a) Assess the relevant characteristics and needs of the
39 potential patient population;

1 (b) Assess the feasibility, daily operating costs, staffing
2 needs, and other relevant factors of potential locations or
3 contractors, including the Maple Lane corrections center, for
4 placement of long-term care individuals under the jurisdiction of the
5 department of corrections for a potential nursing home facility to be
6 licensed by the department;

7 (c) A cost-benefit analysis of placing individuals under the
8 jurisdiction of department of corrections clients in potential
9 facilities identified in subsection (b) of this subsection, including
10 the possibility or absence of federal funding for operations. The
11 department of corrections must provide daily operating costs of
12 prisons where these individuals may be coming from, the fiscal year
13 2021 daily costs per incarcerated individual assigned to the sage
14 living unit, and the costs associated with electronic home monitoring
15 costs per individual. This analysis shall take into account both
16 state-run and privately contracted options;

17 (d) Assess the ability of potential facilities identified in
18 subsection (b) of this subsection to better meet clients' medical and
19 personal needs; and

20 (e) Assess the ability to provide medicaid funded services to
21 meet the health care needs of these individuals.

22 (56) \$273,000 of the general fund—state appropriation for fiscal
23 year 2023 and \$347,000 of the general fund—federal appropriation are
24 provided solely to increase the rates paid for adult day health and
25 adult day care providers effective July 1, 2022, by the amount of the
26 temporary rate add-on in effect through June 30, 2022.

27 **Sec. 205.** 2021 c 334 s 205 (uncodified) is amended to read as
28 follows:

29 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ECONOMIC SERVICES**
30 **PROGRAM**

31	General Fund—State Appropriation (FY 2022)	((\$414,105,000))
32		\$420,469,000
33	General Fund—State Appropriation (FY 2023)	((\$420,792,000))
34		\$481,024,000
35	General Fund—Federal Appropriation	((\$1,528,996,000))
36		\$1,602,386,000
37	General Fund—Private/Local Appropriation	\$5,274,000
38	Domestic Violence Prevention Account—State	

1	Appropriation.	\$2,404,000
2	Coronavirus State Fiscal Recovery Fund—Federal	
3	Appropriation.	((\$345,399,000))
4		<u>\$345,494,000</u>
5	TOTAL APPROPRIATION.	((\$2,716,970,000))
6		<u>\$2,857,051,000</u>

7 The appropriations in this section are subject to the following
8 conditions and limitations:

9 (1) (a) ((~~\$118,168,000~~)) \$104,540,000 of the general fund—state
10 appropriation for fiscal year 2022, ((~~\$119,846,000~~)) \$111,919,000 of
11 the general fund—state appropriation for fiscal year 2023, and
12 ((~~\$859,678,000~~)) \$860,219,000 of the general fund—federal
13 appropriation are provided solely for all components of the WorkFirst
14 program. Within the amounts provided for the WorkFirst program, the
15 department may provide assistance using state-only funds for families
16 eligible for temporary assistance for needy families. The department
17 must create a WorkFirst budget structure that allows for transparent
18 tracking of budget units and subunits of expenditures where these
19 units and subunits are mutually exclusive from other department
20 budget units. The budget structure must include budget units for the
21 following: Cash assistance, child care, WorkFirst activities, and
22 administration of the program. Within these budget units, the
23 department must develop program index codes for specific activities
24 and develop allotments and track expenditures using these codes. The
25 department shall report to the office of financial management and the
26 relevant fiscal and policy committees of the legislature prior to
27 adopting a structure change.

28 (b) ((~~\$386,329,000~~)) \$359,541,000 of the amounts in (a) of this
29 subsection is for assistance to clients, including grants, diversion
30 cash assistance, and additional diversion emergency assistance
31 including but not limited to assistance authorized under RCW
32 74.08A.210. The department may use state funds to provide support to
33 working families that are eligible for temporary assistance for needy
34 families but otherwise not receiving cash assistance. Of the amounts
35 provided in this subsection (1) (b):

36 (i) ((~~\$10,914,000~~)) \$7,776,000 of the general fund—state
37 appropriation for fiscal year 2022, ((~~\$14,104,000~~)) \$9,729,000 of the
38 general fund—state appropriation for fiscal year 2023, and
39 \$27,226,000 of the general fund—federal appropriation are provided

1 solely for the department to increase the temporary assistance for
2 needy family grant standard by 15 percent, effective July 1, 2021.

3 (ii) \$10,744,000 of the general fund—federal appropriation of the
4 amounts in (a) of this subsection are provided solely for the
5 department to provide cash assistance to households who have exceeded
6 the 60 month time limit in the temporary assistance for needy
7 families program, pursuant to RCW 74.08A.010(5), through June 30,
8 2022. Because funding for this specific purpose is provided only
9 through fiscal year 2022, pursuant to section 4 of Second Substitute
10 Senate Bill No. 5214, the bill takes effect 90 days after final
11 adjournment of the legislative session in which it is enacted.

12 (iii) \$3,420,000 of the general fund—state appropriation for
13 fiscal year 2023 and \$2,126,000 of the general fund—federal
14 appropriation are provided solely for the cost of benefits associated
15 with the implementation of Second Substitute Senate Bill No. 5214
16 (economic assistance programs). (~~If the bill is not enacted by June~~
17 ~~30, 2021, the amount provided in this subsection shall lapse.~~) The
18 department is directed to provide the high-unemployment time-limit
19 extension approved under the bill upon the expiration of the 60-month
20 time limit extension pursuant to (b)(ii) of this subsection.

21 (iv) \$217,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$863,000 of the general fund—federal appropriation are
23 provided solely for costs in state fiscal year 2022 that are
24 associated with the temporary suspension of the mid-certification
25 review and extension of the eligibility review between November 2020
26 and June 2021 for the temporary assistance for needy families
27 program.

28 (v) \$50,000 of the general fund—federal appropriation is provided
29 solely to increase the monthly payment standard for households with
30 nine or more assistance unit members that are receiving temporary
31 assistance for needy families or state family assistance benefits,
32 effective July 1, 2022.

33 (c) \$172,917,000 of the amounts in (a) of this subsection is for
34 WorkFirst job search, education and training activities, barrier
35 removal services, limited English proficiency services, and tribal
36 assistance under RCW 74.08A.040. The department must allocate this
37 funding based on client outcomes and cost effectiveness measures.
38 Within amounts provided in this subsection (1)(c), the department
39 shall implement the working family support program.

1 (i) \$5,952,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$157,000 of the general fund—federal appropriation of
3 the amounts in (a) of this subsection are provided solely for the
4 WorkFirst services costs associated with the expansion of the 60
5 month time limit in the temporary assistance for needy families
6 program for households described in RCW 74.08A.010(5).

7 (ii) \$2,474,000 of the amounts provided in this subsection (1)(c)
8 is for enhanced transportation assistance. The department must
9 prioritize the use of these funds for the recipients most in need of
10 financial assistance to facilitate their return to work. The
11 department must not utilize these funds to supplant repayment
12 arrangements that are currently in place to facilitate the
13 reinstatement of drivers' licenses.

14 (iii) \$378,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$568,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for WorkFirst services costs
17 associated with the implementation of chapter 320, Laws of 2020
18 (revising economic assistance programs).

19 (iv) \$748,000 of the general fund—state appropriation for fiscal
20 year 2022, \$760,000 of the general fund—state appropriation for
21 fiscal year 2023, and \$1,706,000 of the general fund—federal
22 appropriation are provided solely for WorkFirst services costs
23 associated with the implementation of chapter 338, Laws of 2020
24 (improving access to temporary assistance for needy families).

25 (v) \$3,701,000 of the general fund—state appropriation for fiscal
26 year 2023 is provided solely for the WorkFirst costs associated with
27 the implementation of Second Substitute Senate Bill No. 5214
28 (economic assistance programs). (~~(If the bill is not enacted by June~~
29 ~~30, 2021, the amount provided in this section shall lapse.)~~)

30 (d) Of the amounts in (a) of this subsection, \$353,402,000 of the
31 general fund—federal appropriation is for the working connections
32 child care program under RCW 43.216.020 within the department of
33 children, youth, and families. The department is the lead agency for
34 and recipient of the federal temporary assistance for needy families
35 grant. A portion of this grant must be used to fund child care
36 subsidies expenditures at the department of children, youth, and
37 families.

38 (i) The department of social and health services shall work in
39 collaboration with the department of children, youth, and families to

1 determine the appropriate amount of state expenditures for the
2 working connections child care program to claim towards the state's
3 maintenance of effort for the temporary assistance for needy families
4 program. The departments will also collaborate to track the average
5 monthly child care subsidy caseload and expenditures by fund type,
6 including child care development fund, general fund—state
7 appropriation, and temporary assistance for needy families for the
8 purpose of estimating the annual temporary assistance for needy
9 families reimbursement from the department of social and health
10 services to the department of children, youth, and families.

11 (ii) Effective September 30, 2022, and annually thereafter, the
12 department of children, youth, and families must report to the
13 governor and the appropriate fiscal and policy committees of the
14 legislature the total state contribution for the working connections
15 child care program claimed the previous fiscal year towards the
16 state's maintenance of effort for the temporary assistance for needy
17 families program and the total temporary assistance for needy
18 families reimbursement from the department of social and health
19 services for the previous fiscal year.

20 (e) Of the amounts in (a) of this subsection, \$68,496,000 of the
21 general fund—federal appropriation is for child welfare services
22 within the department of children, youth, and families.

23 (f) Of the amounts in (a) of this subsection, (~~(\$116,195,000)~~)
24 \$122,322,000 is for WorkFirst administration and overhead. Of the
25 amounts provided in this subsection (1)(f):

26 (i) \$399,000 of the general fund—state appropriation for fiscal
27 year 2022 of the amounts in (a) of this subsection is provided solely
28 for administrative and overhead costs associated with the expansion
29 of the 60 month time limit in the temporary assistance for needy
30 families program for households described in RCW 74.08A.010(5).

31 (ii) \$43,000 of the general fund—state appropriation in fiscal
32 year 2022 and \$43,000 of the general fund—state appropriation in
33 fiscal year 2023 are provided solely for administrative and overhead
34 costs associated with the implementation of chapter 320, Laws of 2020
35 (revising economic assistance programs).

36 (iii) \$1,215,000 of the general fund—federal appropriation is
37 provided solely for administrative and overhead costs associated with
38 the implementation of chapter 338, Laws of 2020 (improving access to
39 temporary assistance for needy families).

1 (iv) \$512,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely for administrative and overhead costs
3 associated with the implementation of Second Substitute Senate Bill
4 No. 5214 (economic assistance programs). (~~(If the bill is not enacted~~
5 ~~by June 30, 2021, the amount provided in this subsection shall~~
6 ~~lapse.~~) The department is directed to use the funding provided in
7 this subsection to make information technology changes necessary to
8 provide the high-unemployment time-limit extension approved under the
9 bill beginning July 1, 2022.

10 (v) \$489,000 of the general fund—federal appropriation is
11 provided solely for administrative and overhead costs associated with
12 the implementation of Substitute Senate Bill No. 5838 (TANF diaper
13 subsidy). If the bill is not enacted by June 30, 2022, the amount
14 provided in this subsection shall lapse.

15 (g) (i) The department shall submit quarterly expenditure reports
16 to the governor, the fiscal committees of the legislature, and the
17 legislative WorkFirst poverty reduction oversight task force under
18 RCW 74.08A.341. In addition to these requirements, the department
19 must detail any fund transfers across budget units identified in (a)
20 through (e) of this subsection. The department shall not initiate any
21 services that require expenditure of state general fund moneys that
22 are not consistent with policies established by the legislature.

23 (ii) The department may transfer up to ten percent of funding
24 between budget units identified in (b) through (f) of this
25 subsection. The department shall provide notification prior to any
26 transfer to the office of financial management and to the appropriate
27 legislative committees and the legislative-executive WorkFirst
28 poverty reduction oversight task force. The approval of the director
29 of financial management is required prior to any transfer under this
30 subsection.

31 (h) Each calendar quarter, the department shall provide a
32 maintenance of effort and participation rate tracking report for
33 temporary assistance for needy families to the office of financial
34 management, the appropriate policy and fiscal committees of the
35 legislature, and the legislative-executive WorkFirst poverty
36 reduction oversight task force. The report must detail the following
37 information for temporary assistance for needy families:

38 (i) An overview of federal rules related to maintenance of
39 effort, excess maintenance of effort, participation rates for
40 temporary assistance for needy families, and the child care

1 development fund as it pertains to maintenance of effort and
2 participation rates;

3 (ii) Countable maintenance of effort and excess maintenance of
4 effort, by source, provided for the previous federal fiscal year;

5 (iii) Countable maintenance of effort and excess maintenance of
6 effort, by source, for the current fiscal year, including changes in
7 countable maintenance of effort from the previous year;

8 (iv) The status of reportable federal participation rate
9 requirements, including any impact of excess maintenance of effort on
10 participation targets;

11 (v) Potential new sources of maintenance of effort and progress
12 to obtain additional maintenance of effort;

13 (vi) A two-year projection for meeting federal block grant and
14 contingency fund maintenance of effort, participation targets, and
15 future reportable federal participation rate requirements; and

16 (vii) Proposed and enacted federal law changes affecting
17 maintenance of effort or the participation rate, what impact these
18 changes have on Washington's temporary assistance for needy families
19 program, and the department's plan to comply with these changes.

20 (i) In the 2021-2023 fiscal biennium, it is the intent of the
21 legislature to provide appropriations from the state general fund for
22 the purposes of (a) of this subsection if the department does not
23 receive additional federal temporary assistance for needy families
24 contingency funds in each fiscal year as assumed in the budget
25 outlook.

26 (2) \$2,545,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$2,546,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for naturalization services.

29 (3) \$2,366,000 of the general fund—state appropriation for fiscal
30 year 2022 is provided solely for employment services for refugees and
31 immigrants, of which \$1,774,000 is provided solely for the department
32 to pass through to statewide refugee and immigrant assistance
33 organizations for limited English proficiency pathway services; and
34 \$2,366,000 of the general fund—state appropriation for fiscal year
35 2023 is provided solely for employment services for refugees and
36 immigrants, of which \$1,774,000 is provided solely for the department
37 to pass through to statewide refugee and immigrant assistance
38 organizations for limited English proficiency pathway services.

1 (4) On January 1, 2022, and January 1, 2023, the department must
2 report to the governor and the legislature on all sources of funding
3 available for both refugee and immigrant services and naturalization
4 services during the current fiscal year and the amounts expended to
5 date by service type and funding source. The report must also include
6 the number of clients served and outcome data for the clients.

7 (5) To ensure expenditures remain within available funds
8 appropriated in this section, the legislature establishes the benefit
9 under the state food assistance program, pursuant to RCW 74.08A.120,
10 to be one hundred percent of the federal supplemental nutrition
11 assistance program benefit amount.

12 (6) The department shall review clients receiving services
13 through the aged, blind, or disabled assistance program, to determine
14 whether they would benefit from assistance in becoming naturalized
15 citizens, and thus be eligible to receive federal supplemental
16 security income benefits. Those cases shall be given high priority
17 for naturalization funding through the department.

18 (7) The department shall continue the interagency agreement with
19 the department of veterans' affairs to establish a process for
20 referral of veterans who may be eligible for veterans' services. This
21 agreement must include out-stationing department of veterans' affairs
22 staff in selected community service office locations in King and
23 Pierce counties to facilitate applications for veterans' services.

24 (8) \$1,500,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$1,500,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for operational support of the
27 Washington information network 211 organization.

28 (9) \$609,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$380,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for the implementation of
31 section 2, chapter 9, Laws of 2021 (SHB 1151) (public assistance), a
32 state-funded cash benefit program and transitional food assistance
33 program for households with children that are recipients of the
34 supplemental nutrition assistance program of the food assistance
35 program but are not recipients of the temporary assistance for needy
36 families program.

37 (10) \$377,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$377,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the consolidated emergency
2 assistance program.

3 (11) \$77,000 of the general fund—state appropriation for fiscal
4 year 2022 is provided solely for the department to conduct a study,
5 jointly with the poverty reduction work group, on the feasibility of
6 implementing a universal basic income pilot program. The study must
7 include research of other universal basic income programs,
8 recommendations for a pilot in Washington, a cost-benefit analysis,
9 operational costs, and an implementation plan that includes a
10 strategy to ensure pilot participants who voluntarily quit a public
11 assistance program to enroll in the universal basic income pilot will
12 not experience gaps in service upon completion of the pilot. The
13 department shall submit recommendations required by this section to
14 the governor and appropriate legislative committees no later than
15 June 1, 2022.

16 (12) \$251,000 of the general fund—state appropriation for fiscal
17 year 2022 is provided solely for costs in state fiscal year 2022 that
18 are associated with the temporary suspension of mid-certification
19 reviews and extension of the eligibility review between November 2020
20 and June 2021 for the aged, blind, or disabled program.

21 (13) \$388,000 of the general fund—state appropriation for fiscal
22 year 2022 is provided solely for costs in fiscal year 2022 that are
23 associated with the temporary suspension of mid-certification reviews
24 and extension of the eligibility review between November 2020 and
25 June 2021 for the food assistance program.

26 (14) \$5,399,000 of the coronavirus state fiscal recovery
27 (~~(account)~~) fund—federal appropriation is provided solely for the
28 department to increase benefits for the food assistance program to
29 maintain parity with benefits provided under the supplemental
30 nutrition assistance program, for the period of July 1, 2021, through
31 (~~(September 30, 2021)~~) January 31, 2022.

32 (15) \$340,000,000 of the coronavirus state fiscal recovery fund—
33 federal appropriation is provided solely for the Washington immigrant
34 relief fund, a disaster assistance program to provide grants to
35 eligible persons. Administrative costs may not exceed 10 percent of
36 the funding in this subsection.

37 (a) A person is eligible for a grant who:

38 (i) Lives in Washington state;

39 (ii) Is at least 18 years of age;

1 (iii) After January 1, 2021, and before June 30, 2023, has been
2 significantly affected by the coronavirus pandemic, such as loss of
3 employment or significant reduction in work hours, contracting the
4 coronavirus, having to self-quarantine as a result of exposure to the
5 coronavirus, caring for a family member who contracted the
6 coronavirus, or being unable to access childcare for children
7 impacted by school or childcare closures; and

8 (iv) Is not eligible to receive federal economic impact
9 (stimulus) payments or unemployment insurance benefits due to the
10 person's immigration status.

11 (b) The department may not deny a grant to a person on the basis
12 that another adult in the household is eligible for federal economic
13 impact (stimulus) payments or unemployment insurance benefits or that
14 the person previously received a grant under the program. However, a
15 person may not receive more than three grants.

16 (c) The department's duty to provide grants is subject to the
17 availability of the amounts specified in this subsection, and the
18 department must prioritize grants to persons who are most in need of
19 financial assistance using factors that include, but are not limited
20 to: (i) Having an income at or below 250 percent of the federal
21 poverty level; (ii) being the primary or sole income earner of
22 household; (iii) experiencing housing instability; and (iv) having
23 contracted or being at high risk of contracting the coronavirus.

24 (d) The department may contract with one or more entities to
25 administer the program. If the department engages in a competitive
26 contracting process for administration of the program, experience in
27 administering similar programs must be given weight in the selection
28 process to expedite the delivery of benefits to eligible applicants.

29 (16) \$204,000 of the general fund—state appropriation for fiscal
30 year 2022 and (~~(\$22,635,000)~~) \$22,766,000 of the general fund—federal
31 appropriation (ARPA) are provided solely for the department to
32 provide a one-time or short-term cash benefit to families eligible
33 for pandemic emergency assistance under section 9201 of the American
34 rescue plan act of 2021, P.L. 117-2, and to offer an equivalent
35 benefit to eligible state family assistance or food assistance
36 program recipients.

37 (17) \$88,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$89,000 of the general fund—federal appropriation are

1 provided solely for the implementation of chapter 90, Laws of 2021
2 (SSB 5068) (postpartum period/Medicaid).

3 (18) \$41,000 of the general fund—state appropriation for fiscal
4 year 2022, \$81,000 of the general fund—state appropriation for fiscal
5 year 2023, and \$237,000 of the general fund—federal appropriation are
6 provided solely for implementation of Substitute House Bill No. 1416
7 (insurers/child support coll.). ~~((If the bill is not enacted by June
8 30, 2021, the amounts provided in this subsection shall lapse.))~~

9 (19) \$11,884,000 of the general fund—state appropriation for
10 fiscal year 2022 and \$15,248,000 of the general fund—federal
11 appropriation are provided solely to cover the variance in total
12 child support arrears collected in fiscal year 2022 compared to the
13 total arrears collected in fiscal year 2021.

14 (20) \$36,860,000 of the general fund—state appropriation for
15 fiscal year 2023 is provided solely to increase the grant standard
16 for the aged, blind, or disabled program to a maximum of \$417 per
17 month for a one-person grant and \$528 for a two-person grant
18 effective September 1, 2022.

19 (21) \$513,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely to eliminate the mid-certification
21 review for blind or disabled participants in the aged, blind, or
22 disabled program, effective July 1, 2022.

23 (22) \$195,000 of the general fund—state appropriation for fiscal
24 year 2023 is provided solely to expand the aged, blind, or disabled
25 program's clothing, personal maintenance, and necessary incidentals
26 grant to individuals between the ages of 21 and 64 who are residing
27 in a public mental institution, effective September 1, 2022.

28 (23) \$560,000 of the general fund—state appropriation for fiscal
29 year 2023 is provided solely to implement a state-funded employment
30 and training program for recipients of the state's food assistance
31 program, effective July 1, 2022.

32 (24) \$219,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely to implement Substitute Senate Bill No.
34 5785 (concerning transitional food assistance). If the bill is not
35 enacted by June 30, 2022, the amount provided in this subsection
36 shall lapse.

37 (25) \$211,000 of the general fund—state appropriation for fiscal
38 year 2022, \$5,727,000 of the general fund—state appropriation for
39 fiscal year 2023, and \$13,762,000 of the general fund—federal

1 appropriation are provided solely for the integrated eligibility and
2 enrollment modernization project to create a comprehensive
3 application and benefit status tracker for multiple programs and to
4 establish a foundational platform. Funding is subject to the
5 conditions, limitations, and review requirements of section 701 of
6 this act.

7 (26) \$95,000 of the general fund—state appropriation for fiscal
8 year 2023 and \$61,000 of the general fund—federal appropriation are
9 provided solely to remove the asset limit test for the medicare
10 savings plan program in collaboration with the health care authority,
11 effective January 1, 2023.

12 (27) \$207,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for system upgrades necessary for the
14 anticipated expansion of medicaid equivalent health care coverage to
15 uninsured adults with income up to 138 percent of the federal poverty
16 level regardless of immigration status in collaboration with the
17 health care authority. Funding is subject to the conditions,
18 limitations, and review requirements of section 701 of this act.

19 (28) \$27,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for implementation of Substitute Senate
21 Bill No. 5729 (exception to administrative hearing deadlines). If the
22 bill is not enacted by June 30, 2022, the amount provided in this
23 subsection shall lapse.

24 **Sec. 206.** 2021 c 334 s 206 (uncodified) is amended to read as
25 follows:

26 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—VOCATIONAL**
27 **REHABILITATION PROGRAM**

28	General Fund—State Appropriation (FY 2022)	(\$16,231,000)
29		<u>\$17,363,000</u>
30	General Fund—State Appropriation (FY 2023)	(\$16,456,000)
31		<u>\$24,646,000</u>
32	General Fund—Federal Appropriation.	(\$109,595,000)
33		<u>\$109,830,000</u>
34	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
35	<u>Appropriation.</u>	<u>\$13,000</u>
36	TOTAL APPROPRIATION.	(\$142,282,000)
37		<u>\$151,852,000</u>

1 The appropriations in this section are subject to the following
2 conditions and limitations:

3 (1) \$40,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$40,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for implementation of Second
6 Substitute House Bill No. 1061 (child welfare/dev disability). (~~If~~
7 the bill is not enacted by June 30, 2021, the amounts provided in
8 this subsection shall lapse.))

9 (2) \$5,087,000 of the general fund—state appropriation for fiscal
10 year 2023 and \$235,000 of the general fund—federal appropriation are
11 provided solely for implementation of Substitute Senate Bill No. 5790
12 (community support services). If the bill is not enacted by June 30,
13 2022, the amounts provided in this subsection shall lapse.

14 **Sec. 207.** 2021 c 334 s 207 (uncodified) is amended to read as
15 follows:

16 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—SPECIAL COMMITMENT**
17 **PROGRAM**

18	General Fund—State Appropriation (FY 2022)	((\$63,650,000))
19		<u>\$64,880,000</u>
20	General Fund—State Appropriation (FY 2023)	((\$61,748,000))
21		<u>\$69,819,000</u>
22	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
23	<u>Appropriation.</u>	<u>\$404,000</u>
24	TOTAL APPROPRIATION.	((\$125,398,000))
25		<u>\$135,103,000</u>

26 The appropriations in this section are subject to the following
27 conditions and limitations:

28 (1) The special commitment center may use funds appropriated in
29 this subsection to purchase goods and supplies through hospital group
30 purchasing organizations when it is cost-effective to do so.

31 (2) \$1,204,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$1,079,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for specialized equipment and
34 additional medical staff to provide more capacity to deliver care to
35 individuals housed at the total confinement facility. No later than
36 November 1, 2023, the department shall report to the legislature on

1 the number of individuals treated on the island that previously would
2 have been transported off the island for treatment.

3 (3) \$16,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$15,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the increased costs for
6 personal computers leased through the department of enterprise
7 services.

8 (4) \$6,768,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$4,496,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for implementation of Engrossed
11 Second Substitute Senate Bill No. 5163 (conditionally released SVPs).
12 ((If the bill is not enacted by June 30, 2021, the amounts provided
13 in this subsection shall lapse.))

14 (5) \$3,792,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for the department to enter into an
16 interagency agreement with King county to provide prosecution
17 services pursuant to chapter 71.09 RCW in King county.

18 **Sec. 208.** 2021 c 334 s 208 (uncodified) is amended to read as
19 follows:

20 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADMINISTRATION AND**
21 **SUPPORTING SERVICES PROGRAM**

22	General Fund—State Appropriation (FY 2022)	((\$39,381,000))
23		<u>\$41,104,000</u>
24	General Fund—State Appropriation (FY 2023)	((\$39,035,000))
25		<u>\$48,995,000</u>
26	General Fund—Federal Appropriation	((\$51,371,000))
27		<u>\$54,647,000</u>
28	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
29	<u>Appropriation</u>	<u>\$132,000</u>
30	TOTAL APPROPRIATION	((\$129,787,000))
31		<u>\$144,878,000</u>

32 The appropriations in this section are subject to the following
33 conditions and limitations:

34 (1) Within amounts appropriated in this section, the department
35 shall provide to the department of health, where available, the
36 following data for all nutrition assistance programs funded by the
37 United States department of agriculture and administered by the
38 department. The department must provide the report for the preceding

1 federal fiscal year by February 1, 2022, and February 1, 2023. The
2 report must provide:

3 (a) The number of people in Washington who are eligible for the
4 program;

5 (b) The number of people in Washington who participated in the
6 program;

7 (c) The average annual participation rate in the program;

8 (d) Participation rates by geographic distribution; and

9 (e) The annual federal funding of the program in Washington.

10 (2) (a) \$3,000 of the general fund—state appropriation for fiscal
11 year 2022, \$5,000 of the general fund—state appropriation for fiscal
12 year 2023, and \$8,000 of the general fund—federal appropriation are
13 provided solely for the implementation of an agreement reached
14 between the governor and the Washington federation of state employees
15 for the language access providers under the provisions of chapter
16 41.56 RCW for the 2021-2023 fiscal biennium.

17 (b) \$25,000 of the general fund—state appropriation for fiscal
18 year 2023 and \$8,000 of the general fund—federal appropriation are
19 provided solely for the implementation of an agreement reached
20 between the governor and the Washington federation of state employees
21 for the language access providers under the provisions of chapter
22 41.56 RCW for fiscal year 2023 as provided in section 936 of this
23 act.

24 (3) By October 1, 2021, the department must submit a report to
25 the fiscal committees of the legislature detailing shortcomings of
26 the previously funded electronic health records system and contract,
27 the clinical validity of existing software, approaches to mitigate
28 the shortcomings of previously funded system, and a recommended
29 approach to establishing a comprehensive electronic health records
30 system at state facilities in the future.

31 (4) \$39,000 of the general fund—state appropriation for fiscal
32 year 2022 is provided solely to implement Substitute House Bill No.
33 1411 (health care workforce). ~~((If the bill is not enacted by June~~
34 ~~30, 2021, the amount provided in this subsection shall lapse.))~~

35 (5) \$3,640,000 of the general fund—state appropriation for fiscal
36 year 2023 and \$910,000 of the general fund—federal appropriation are
37 provided solely to implement Engrossed Second Substitute Senate Bill
38 No. 5662 (right-of-way camping/housing) and to create cross-agency
39 collaboration teams to coordinate services at the state, regional,

1 and local level for those living on public right-of-way encampment
2 sites across the state of Washington. A centralized data analysis
3 team will also be created and charged with the data infrastructure
4 development necessary to track the location of encampments, monitor
5 progress, and assist with annual outcome reporting.

6 (6) \$75,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for the department, in collaboration
8 with the Washington state health care authority, to study the cost
9 and benefit of adopting available options to expand medicare savings
10 programs and classic medicaid programs, including categorically needy
11 and medically needy, to promote affordable care, premiums, and cost-
12 sharing for medicare enrollees. The cost analysis must identify
13 available federal funding for each option. The department shall
14 consider options that create affordability comparable to affordable
15 care act programs available to adults without medicare, as well as
16 intermediate options that move toward comparability. The study must
17 analyze equity impacts of each option, considering gender, race, and
18 ethnicity. The department shall submit the study and recommendations
19 to the fiscal and health care committees of the legislature, as well
20 as the joint legislative-executive committee on planning for aging
21 and disability issues, by November 1, 2022.

22 (7) \$75,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for the department to design and conduct
24 a study describing the service experiences and characteristics of
25 persons receiving medicaid-funded long-term services and supports and
26 persons receiving services related to developmental or intellectual
27 disabilities, and associated social and health services expenditures.
28 Where feasible, this analysis shall include service experiences and
29 expenditures of these populations within and across medicaid-funded
30 long-term services and supports, medicaid-funded medical programs,
31 medicaid-funded behavioral health programs, and medicare programs in
32 Washington state. The department analysis shall be developed in
33 consultation with relevant stakeholders, including but not limited to
34 the Washington state health care authority. The department shall
35 submit a final study report to the governor and appropriate
36 committees of the legislature by December 31, 2022.

37 (8) \$715,000 of the general fund—state appropriation for fiscal
38 year 2023 and \$179,000 of the general fund—federal appropriation are
39 provided solely for implementation of Substitute Senate Bill No. 5723

1 (diversity in clinical trials). If the bill is not enacted by June
2 30, 2022, the amounts provided in this subsection shall lapse.

3 (9) \$65,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for the department to prepare an annual
5 report in consultation with the department of commerce on the
6 projected demand for permanent supportive housing. This report is to
7 be submitted to the appropriate committees of the legislature by
8 December 1, 2022.

9 **Sec. 209.** 2021 c 334 s 209 (uncodified) is amended to read as
10 follows:

11 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—PAYMENTS TO OTHER**
12 **AGENCIES PROGRAM**

13	General Fund—State Appropriation (FY 2022).	((\$65,743,000))
14		<u>\$66,890,000</u>
15	General Fund—State Appropriation (FY 2023).	((\$56,529,000))
16		<u>\$57,639,000</u>
17	General Fund—Federal Appropriation.	((\$53,229,000))
18		<u>\$53,270,000</u>
19	TOTAL APPROPRIATION.	((\$175,501,000))
20		<u>\$177,799,000</u>

21 The appropriations in this section are subject to the following
22 conditions and limitations: Within the amounts appropriated in this
23 section, the department must extend master property insurance to all
24 buildings owned by the department valued over \$250,000 and to all
25 locations leased by the department with contents valued over
26 \$250,000.

27 **Sec. 210.** 2021 c 334 s 210 (uncodified) is amended to read as
28 follows:

29 **FOR THE STATE HEALTH CARE AUTHORITY**

30 (1)(a) During the 2021-2023 fiscal biennium, the health care
31 authority shall provide support and data as required by the office of
32 the state actuary in providing the legislature with health care
33 actuarial analysis, including providing any information in the
34 possession of the health care authority or available to the health
35 care authority through contracts with providers, plans, insurers,
36 consultants, or any other entities contracting with the health care
37 authority.

1 (b) Information technology projects or investments and proposed
2 projects or investments impacting time capture, payroll and payment
3 processes and systems, eligibility, case management, and
4 authorization systems within the health care authority are subject to
5 technical oversight by the office of the chief information officer.

6 (2) The health care authority shall not initiate any services
7 that require expenditure of state general fund moneys unless
8 expressly authorized in this act or other law. The health care
9 authority may seek, receive, and spend, under RCW 43.79.260 through
10 43.79.282, federal moneys not anticipated in this act as long as the
11 federal funding does not require expenditure of state moneys for the
12 program in excess of amounts anticipated in this act. If the health
13 care authority receives unanticipated unrestricted federal moneys,
14 those moneys shall be spent for services authorized in this act or in
15 any other legislation providing appropriation authority, and an equal
16 amount of appropriated state general fund moneys shall lapse. Upon
17 the lapsing of any moneys under this subsection, the office of
18 financial management shall notify the legislative fiscal committees.
19 As used in this subsection, "unrestricted federal moneys" includes
20 block grants and other funds that federal law does not require to be
21 spent on specifically defined projects or matched on a formula basis
22 by state funds.

23 (3)(a) The health care authority, the health benefit exchange,
24 the department of social and health services, the department of
25 health, and the department of children, youth, and families shall
26 work together within existing resources to establish the health and
27 human services enterprise coalition (the coalition). The coalition,
28 led by the health care authority, must be a multi-organization
29 collaborative that provides strategic direction and federal funding
30 guidance for projects that have cross-organizational or enterprise
31 impact, including information technology projects that affect
32 organizations within the coalition. The office of the chief
33 information officer shall maintain a statewide perspective when
34 collaborating with the coalition to ensure that projects are planned
35 for in a manner that ensures the efficient use of state resources,
36 supports the adoption of a cohesive technology and data architecture,
37 and maximizes federal financial participation. The work of the
38 coalition and any project identified as a coalition project is
39 subject to the conditions, limitations, and review provided in
40 section 701 of this act.

1 (b) The health care authority must submit a report on November 1,
2 2021, and annually thereafter, to the fiscal committees of the
3 legislature. The report must include, at a minimum:

4 (i) A list of active coalition projects as of July 1st of the
5 fiscal year. This must include all current and ongoing coalition
6 projects, which coalition agencies are involved in these projects,
7 and the funding being expended on each project, including in-kind
8 funding. For each project, the report must include which federal
9 requirements each coalition project is working to satisfy, and when
10 each project is anticipated to satisfy those requirements; and

11 (ii) A list of coalition projects that are planned in the current
12 and following fiscal year. This must include which coalition agencies
13 are involved in these projects, including the anticipated in-kind
14 funding by agency, and if a budget request will be submitted for
15 funding. This must reflect all funding required by fiscal year and by
16 fund source and include the budget outlook period.

17 (4) The appropriations to the health care authority in this act
18 shall be expended for the programs and in the amounts specified in
19 this act. However, after May 1, 2022, unless prohibited by this act,
20 the authority may transfer general fund—state appropriations for
21 fiscal year 2022 among programs after approval by the director of the
22 office of financial management. The authority must notify the fiscal
23 committees of the legislature prior to receiving approval from the
24 director of the office of financial management. To the extent that
25 appropriations in sections 211 through 215 of this act are
26 insufficient to fund actual expenditures in excess of caseload
27 forecast and utilization assumptions or for expenses in response to
28 the COVID-19 pandemic, the authority may transfer general fund—state
29 appropriations for fiscal year 2022 that are provided solely for a
30 specified purpose. The authority may not transfer funds, including
31 for expenses in response to the COVID-19 pandemic in fiscal year
32 2022, and the director of the office of financial management shall
33 not approve the transfer, unless the transfer is consistent with the
34 objective of conserving, to the maximum extent possible, the
35 expenditure of state funds. The director of the office of financial
36 management shall notify the appropriate fiscal committees of the
37 legislature in writing seven days prior to approving any allotment
38 modifications or transfers under this section. The written
39 notification must include a narrative explanation and justification
40 of changes, along with expenditures and allotments by budget unit and

1 appropriation, both before and after any allotment modifications and
2 transfers.

3 **Sec. 211.** 2021 c 334 s 211 (uncodified) is amended to read as
4 follows:

5 **FOR THE STATE HEALTH CARE AUTHORITY—MEDICAL ASSISTANCE**

6	General Fund—State Appropriation (FY 2022).	((\$2,516,277,000))
7		<u>\$2,391,512,000</u>
8	General Fund—State Appropriation (FY 2023).	((\$2,439,933,000))
9		<u>\$2,605,815,000</u>
10	General Fund—Federal Appropriation.	((\$13,199,214,000))
11		<u>\$13,928,238,000</u>
12	General Fund—Private/Local Appropriation.	((\$355,726,000))
13		<u>\$463,318,000</u>
14	Emergency Medical Services and Trauma Care Systems	
15	Trust Account—State Appropriation.	\$15,086,000
16	Hospital Safety Net Assessment Account—State	
17	Appropriation.	((\$723,238,000))
18		<u>\$685,383,000</u>
19	Dedicated Marijuana Account—State Appropriation	
20	(FY 2022).	((\$24,511,000))
21		<u>\$26,063,000</u>
22	Dedicated Marijuana Account—State Appropriation	
23	(FY 2023).	((\$25,182,000))
24		<u>\$21,933,000</u>
25	Medical Aid Account—State Appropriation.	\$540,000
26	Telebehavioral Health Access Account—State	
27	Appropriation.	((\$7,714,000))
28		<u>\$8,034,000</u>
29	Coronavirus State Fiscal Recovery Fund—Federal	
30	Appropriation.	((\$35,000,000))
31		<u>\$59,600,000</u>
32	<u>Ambulance Transport Fund—State Appropriation.</u>	<u>\$14,317,000</u>
33	TOTAL APPROPRIATION.	((\$19,342,421,000))
34		<u>\$20,219,839,000</u>

35 The appropriations in this section are subject to the following
36 conditions and limitations:

37 (1) The authority shall not accept or expend any federal funds
38 received under a medicaid transformation waiver under healthier

1 Washington except as described in subsections (2), (3), and (4) of
2 this section until specifically approved and appropriated by the
3 legislature. To ensure compliance with legislative directive budget
4 requirements and terms and conditions of the waiver, the authority
5 shall implement the waiver and reporting requirements with oversight
6 from the office of financial management. The legislature finds that
7 appropriate management of the innovation waiver requires better
8 analytic capability, transparency, consistency, timeliness, accuracy,
9 and lack of redundancy with other established measures and that the
10 patient must be considered first and foremost in the implementation
11 and execution of the demonstration waiver. In order to effectuate
12 these goals, the authority shall: (a) Require the Dr. Robert Bree
13 collaborative and the health technology assessment program to reduce
14 the administrative burden upon providers by only requiring
15 performance measures that are nonduplicative of other nationally
16 established measures. The joint select committee on health care
17 oversight will evaluate the measures chosen by the collaborative and
18 the health technology assessment program for effectiveness and
19 appropriateness; (b) develop a patient satisfaction survey with the
20 goal to gather information about whether it was beneficial for the
21 patient to use the center of excellence location in exchange for
22 additional out-of-pocket savings; (c) ensure patients and health care
23 providers have significant input into the implementation of the
24 demonstration waiver, in order to ensure improved patient health
25 outcomes; and (d) in cooperation with the department of social and
26 health services, consult with and provide notification of work on
27 applications for federal waivers, including details on waiver
28 duration, financial implications, and potential future impacts on the
29 state budget, to the joint select committee on health care oversight
30 prior to submitting waivers for federal approval. The authority shall
31 submit an application to the centers for medicaid and medicare
32 services to extend the duration of the medicaid transformation waiver
33 under healthier Washington as described in subsections (2), (3), and
34 (4) of this section by one year. If not extended, by federal
35 standard, the medicaid transformation demonstration waiver shall not
36 exceed the duration originally granted by the centers for medicare
37 and medicaid services and any programs created or funded by this
38 waiver do not create an entitlement.

39 (2) (a) No more than (~~(\$63,052,000)~~) \$78,409,000 of the general
40 fund—federal appropriation and no more than (~~(\$50,840,000)~~)

1 \$66,264,000 of the general fund—local appropriation may be expended
2 for transformation through accountable communities of health
3 described in initiative 1 of the medicaid transformation
4 demonstration wavier under healthier Washington, including preventing
5 youth drug use, opioid prevention and treatment, and physical and
6 behavioral health integration. Under this initiative, the authority
7 shall take into account local input regarding community needs. In
8 order to ensure transparency to the appropriate fiscal committees of
9 the legislature, the authority shall provide fiscal staff of the
10 legislature query ability into any database of the fiscal
11 intermediary that authority staff would be authorized to access. The
12 authority shall not increase general fund—state expenditures under
13 this initiative. The director shall also report to the fiscal
14 committees of the legislature all of the expenditures under this
15 subsection and shall provide such fiscal data in the time, manner,
16 and form requested by the legislative fiscal committees.

17 (b) No more than (~~(\$243,047,000)~~) \$198,909,000 of the general
18 fund—federal appropriation and no more than (~~(\$99,274,000)~~)
19 \$81,245,000 of the general fund—private/local appropriation may be
20 expended for the medicaid quality improvement program. Under federal
21 regulations, the medicaid quality improvement program is authorized
22 and allows states to design quality improvement programs for the
23 medicaid population in ways that support the state's quality goals.
24 Medicaid quality improvement program payments will not count against
25 the medicaid transformation demonstration waiver spending limits and
26 are excluded from the waiver's budget neutrality calculation. Apple
27 health managed care organizations and their partnering providers will
28 receive medicaid quality improvement program payments as they meet
29 designated milestones. Partnering providers and apple health managed
30 care organizations will work together to achieve medicaid quality
31 improvement program goals according to the performance period
32 timelines and reporting deadlines as set forth by the authority. The
33 authority shall only utilize the medicaid quality improvement program
34 to support the transformation waiver and shall not pursue its use for
35 other purposes. Any programs created or funded by the medicaid
36 quality improvement program does not create an entitlement. The
37 authority shall not increase general fund—state, federal, or private/
38 local expenditures under this program. The director shall report to
39 the joint select committee on health care oversight not less than

1 quarterly on financial and health outcomes. The director shall report
2 to the fiscal committees of the legislature all of the expenditures
3 under this subsection and shall provide such fiscal data in the time,
4 manner, and form requested by the legislative fiscal committees.

5 (3) No more than \$26,837,000 of the general fund—federal
6 appropriation and \$26,839,000 of the general fund—local appropriation
7 may be expended for tailored support for older adults and medicaid
8 alternative care described in initiative 2 of the medicaid
9 transformation demonstration waiver under healthier Washington as
10 well as administrative expenses for initiative 3. The authority shall
11 contract and provide funding to the department of social and health
12 services to administer initiative 2. The director in cooperation with
13 the secretary of the department of social and health services shall
14 report to the office of financial management all of the expenditures
15 of this section and shall provide such fiscal data in the time,
16 manner, and form requested. The authority shall not increase general
17 fund—state expenditures on this initiative.

18 (4) No more than (~~(\$50,389,000)~~) \$28,680,000 of the general fund—
19 federal appropriation and no more than (~~(\$22,862,000)~~) \$12,992,000 of
20 the general fund—local appropriation may be expended for supported
21 housing and employment services described in initiative 3a and 3b of
22 the medicaid transformation demonstration waiver under healthier
23 Washington. Under this initiative, the authority and the department
24 of social and health services shall ensure that allowable and
25 necessary services are provided to eligible clients as identified by
26 the department or its third party administrator. The authority shall
27 not increase general fund—state expenditures under this initiative.
28 The director shall report to the joint select committee on health
29 care oversight no less than quarterly on financial and health
30 outcomes. The director shall also report to the fiscal committees of
31 the legislature all of the expenditures of this subsection and shall
32 provide such fiscal data in the time, manner, and form requested by
33 the legislative fiscal committees.

34 (5) The authority shall submit an application to the centers for
35 medicare and medicaid services to renew the 1115 demonstration waiver
36 for an additional five years as described in subsections (2), (3),
37 and (4) of this section. The authority may not accept or expend any
38 federal funds received under an 1115 demonstration waiver except as
39 described in this section unless the legislature has appropriated the

1 federal funding. To ensure compliance with legislative requirements
2 and terms and conditions of the waiver, the authority shall implement
3 the renewal of the 1115 demonstration waiver and reporting
4 requirements with oversight from the office of financial management.
5 The legislature finds that appropriate management of the renewal of
6 the 1115 demonstration waiver as set forth in subsections (6), (7),
7 and (8) of this section requires sound, consistent, timely, and
8 transparent oversight and analytic review in addition to lack of
9 redundancy with other established measures. The patient must be
10 considered first and foremost in the implementation and execution of
11 the demonstration waiver. To accomplish these goals, the authority
12 shall develop consistent performance measures that focus on
13 population health and health outcomes. The authority shall limit the
14 number of projects that accountable communities of health may
15 participate in both under MQIP and initiative 1 to a maximum of six
16 and shall seek to develop common performance measures when possible.
17 The joint select committee on health care oversight will evaluate the
18 measures chosen: (a) For effectiveness and appropriateness; and (b)
19 to provide patients and health care providers with significant input
20 into the implementation of the demonstration waiver to promote
21 improved population health and patient health outcomes. In
22 cooperation with the department of social and health services, the
23 authority shall consult with and provide notification of work on
24 applications for federal waivers, including details on waiver
25 duration, financial implications, and potential future impacts on the
26 state budget to the joint select committee on health care oversight
27 prior to submitting these waivers for federal approval. Prior to
28 final approval or acceptance of funds by the authority, the authority
29 shall submit the special terms and conditions as submitted to the
30 centers for medicare and medicaid services and the anticipated budget
31 for the duration of the renewed waiver to the governor, the joint
32 select committee on health care, and the fiscal committees of the
33 legislature. By federal standard any programs created or funded by
34 this waiver do not create an entitlement.

35 (6) (a) \$32,434,000 of the general fund—federal appropriation and
36 \$40,296,000 of the general fund—local appropriation are provided
37 solely for accountable communities of health described in initiative
38 1 of the 1115 demonstration waiver and this is the maximum amount
39 that may be expended for this purpose. In renewing this initiative,
40 the authority shall consider local input regarding community needs

1 and shall limit total local projects to no more than six. To provide
2 transparency to the appropriate fiscal committees of the legislature,
3 the authority shall provide fiscal staff of the legislature query
4 ability into any database of the fiscal intermediary that authority
5 staff would be authorized to access. The authority shall not
6 supplement the amounts provided in this subsection with any general
7 fund—state moneys appropriated in this section or any moneys that may
8 be transferred pursuant to subsection (1) of this section. The
9 director shall report to the fiscal committees of the legislature all
10 expenditures under this subsection and provide such fiscal data in
11 the time, manner, and form requested by the legislative fiscal
12 committees.

13 (b) \$110,778,000 of the general fund—federal appropriation and
14 \$45,248,000 of the general fund—private/local appropriation are
15 provided solely for the medicaid quality improvement program and this
16 is the maximum amount that may be expended for this purpose. Medicaid
17 quality improvement program payments do not count against the 1115
18 demonstration waiver spending limits and are excluded from the
19 waiver's budget neutrality calculation. The authority may provide
20 medicaid quality improvement program payments to apple health managed
21 care organizations and their partnering providers as they meet
22 designated milestones. Partnering providers and apple health managed
23 care organizations must work together to achieve medicaid quality
24 improvement program goals according to the performance period
25 timelines and reporting deadlines as set forth by the authority. The
26 authority may only use the medicaid quality improvement program to
27 support accountable communities of health, tailored support for older
28 adults and medicaid alternative care, and foundational community
29 supports, also referred to as initiatives 1, 2, and 3, as described
30 in the 1115 demonstration waiver and may not pursue its use for other
31 purposes. Any programs created or funded by the medicaid quality
32 improvement program do not constitute an entitlement for clients or
33 providers. The authority shall not supplement the amounts provided in
34 this subsection with any general fund—state, general fund—federal,
35 or general fund—local moneys appropriated in this section or any
36 moneys that may be transferred pursuant to subsection (1) of this
37 section. The director shall report to the joint select committee on
38 health care oversight not less than quarterly on financial and health
39 outcomes. The director shall report to the fiscal committees of the

1 legislature all expenditures under this subsection and shall provide
2 such fiscal data in the time, manner, and form requested by the
3 legislative fiscal committees.

4 (c) In collaboration with the accountable communities of health,
5 the authority will submit a report to the governor and the joint
6 select committee on health care oversight describing how each of the
7 accountable community of health's work aligns with the community
8 needs assessment no later than December 1, 2022.

9 (d) Performance measures and payments for accountable communities
10 of health shall reflect accountability measures that demonstrate
11 progress toward transparent, measurable, and meaningful goals that
12 have an impact on improved population health and improved health
13 outcomes, including a path to financial sustainability. While these
14 goals may have variation to account for unique community
15 demographics, measures should be standardized when possible.

16 (7) \$19,902,000 of the general fund—federal appropriation and
17 \$19,903,000 of the general fund—local appropriation are provided
18 solely for tailored support for older adults and medicaid alternative
19 care described in initiative 2 of the 1115 demonstration waiver as
20 well as administrative expenses for initiative 3 and this is the
21 maximum amount that may be expended for this purpose. The authority
22 shall contract and provide funding to the department of social and
23 health services to administer initiative 2. The director in
24 cooperation with the secretary of the department of social and health
25 services shall report to the office of financial management all of
26 the expenditures of this section and shall provide such fiscal data
27 in the time, manner, and form requested. The authority shall not
28 supplement the amounts provided in this subsection with any general
29 fund—state moneys appropriated in this section or any moneys that may
30 be transferred pursuant to subsection (1) of this section.

31 (8)(a) \$13,325,000 of the general fund—federal appropriation and
32 \$7,318,000 of the general fund—local appropriation are provided
33 solely for supported housing and employment services described in
34 initiative 3a and 3b of the 1115 demonstration waiver and this is the
35 maximum amount that may be expended for this purpose. Under this
36 initiative, the authority and the department of social and health
37 services shall ensure that allowable and necessary services are
38 provided to eligible clients as identified by the department or its
39 third-party administrator. The authority and the department, in

1 consultation with the medicaid forecast work group, shall ensure that
2 reasonable reimbursements are established for services deemed
3 necessary within an identified limit per individual. The authority
4 shall not supplement the amounts provided in this subsection with any
5 general fund—state moneys appropriated in this section or any moneys
6 that may be transferred pursuant to subsection (1) of this section.
7 The director shall report to the joint select committee on health
8 care oversight no less than quarterly on financial and health
9 outcomes. The director shall also report to the fiscal committees of
10 the legislature all of the expenditures of this subsection and shall
11 provide such fiscal data in the time, manner, and form requested by
12 the legislative fiscal committees.

13 (b) The authority and the department shall seek additional
14 flexibilities for housing supports through the centers for medicare
15 and medicaid services and shall coordinate with the office of
16 financial management and the department of commerce to ensure that
17 services are not duplicated.

18 (c) The director shall report to the joint select committee on
19 health care oversight no less than quarterly on utilization and
20 caseload statistics for both supportive housing and employment
21 services and its progress toward increasing uptake and availability
22 for these services.

23 (9) \$202,000 of the general fund—state appropriation for fiscal
24 year 2023 is provided solely for supported employment services and
25 \$208,000 of the general fund—state appropriation for fiscal year 2023
26 is provided solely for supported housing services similar to the
27 services described in initiatives 3a and 3b of the 1115 demonstration
28 waiver to individuals who are ineligible for medicaid. Under these
29 initiatives, the authority and the department of social and health
30 services shall ensure that allowable and necessary services are
31 provided to eligible clients as identified by the authority or its
32 third-party administrator. Before authorizing services, eligibility
33 for initiative 3a or 3b of the 1115 demonstration waiver must first
34 be determined.

35 (10) The authority shall submit a plan to preserve the waiver
36 that allows for the full cost of stays in institutions for mental
37 diseases to be included in managed care rates by November 1, 2021, to
38 the appropriate committees of the legislature.

1 ~~((6))~~ (11) The authority shall submit a plan to preserve the
2 waiver allowing for full federal financial participation for medical
3 clients in mental health facilities classified as institutions for
4 mental diseases by November 1, 2021, to the appropriate committees of
5 the legislature.

6 ~~((7))~~ (12) Sufficient amounts are appropriated in this
7 subsection to implement the medicaid expansion as defined in the
8 social security act, section 1902(a)(10)(A)(i)(VIII).

9 ~~((8))~~ (13) The legislature finds that medicaid payment rates,
10 as calculated by the health care authority pursuant to the
11 appropriations in this act, bear a reasonable relationship to the
12 costs incurred by efficiently and economically operated facilities
13 for providing quality services and will be sufficient to enlist
14 enough providers so that care and services are available to the
15 extent that such care and services are available to the general
16 population in the geographic area. The legislature finds that the
17 cost reports, payment data from the federal government, historical
18 utilization, economic data, and clinical input constitute reliable
19 data upon which to determine the payment rates.

20 ~~((9))~~ (14) Based on quarterly expenditure reports and caseload
21 forecasts, if the health care authority estimates that expenditures
22 for the medical assistance program will exceed the appropriations,
23 the health care authority shall take steps including but not limited
24 to reduction of rates or elimination of optional services to reduce
25 expenditures so that total program costs do not exceed the annual
26 appropriation authority.

27 ~~((10))~~ (15) In determining financial eligibility for medicaid-
28 funded services, the health care authority is authorized to disregard
29 recoveries by Holocaust survivors of insurance proceeds or other
30 assets, as defined in RCW 48.104.030.

31 ~~((11))~~ (16) The legislature affirms that it is in the state's
32 interest for Harborview medical center to remain an economically
33 viable component of the state's health care system.

34 (17) When a person is ineligible for medicaid solely by reason of
35 residence in an institution for mental diseases, the health care
36 authority shall provide the person with the same benefits as he or
37 she would receive if eligible for medicaid, using state-only funds to
38 the extent necessary.

39 ~~((12))~~ (18) \$3,997,000 of the general fund—state appropriation
40 for fiscal year 2022, \$4,261,000 of the general fund—state

1 appropriation for fiscal year 2023, and \$8,786,000 of the general
2 fund—federal appropriation are provided solely for low-income
3 disproportionate share hospital payments.

4 ~~((13))~~ (19) Within the amounts appropriated in this section,
5 the health care authority shall provide disproportionate share
6 hospital payments to hospitals that provide services to children in
7 the children's health program who are not eligible for services under
8 Title XIX or XXI of the federal social security act due to their
9 citizenship status.

10 ~~((14))~~ (20) \$7,000,000 of the general fund—federal
11 appropriation is provided solely for supplemental payments to nursing
12 homes operated by public hospital districts. The public hospital
13 district shall be responsible for providing the required nonfederal
14 match for the supplemental payment, and the payments shall not exceed
15 the maximum allowable under federal rules. It is the legislature's
16 intent that the payments shall be supplemental to and shall not in
17 any way offset or reduce the payments calculated and provided in
18 accordance with part E of chapter 74.46 RCW. It is the legislature's
19 further intent that costs otherwise allowable for rate-setting and
20 settlement against payments under chapter 74.46 RCW shall not be
21 disallowed solely because such costs have been paid by revenues
22 retained by the nursing home from these supplemental payments. The
23 supplemental payments are subject to retrospective interim and final
24 cost settlements based on the nursing homes' as-filed and final
25 medicare cost reports. The timing of the interim and final cost
26 settlements shall be at the health care authority's discretion.
27 During either the interim cost settlement or the final cost
28 settlement, the health care authority shall recoup from the public
29 hospital districts the supplemental payments that exceed the medicaid
30 cost limit and/or the medicare upper payment limit. The health care
31 authority shall apply federal rules for identifying the eligible
32 incurred medicaid costs and the medicare upper payment limit.

33 ~~((15))~~ (21) The health care authority shall continue the
34 inpatient hospital certified public expenditures program for the
35 2021-2023 fiscal biennium. The program shall apply to all public
36 hospitals, including those owned or operated by the state, except
37 those classified as critical access hospitals or state psychiatric
38 institutions. The health care authority shall submit reports to the
39 governor and legislature by November 1, 2021, and by November 1,
40 2022, that evaluate whether savings continue to exceed costs for this

1 program. If the certified public expenditures (CPE) program in its
2 current form is no longer cost-effective to maintain, the health care
3 authority shall submit a report to the governor and legislature
4 detailing cost-effective alternative uses of local, state, and
5 federal resources as a replacement for this program. During fiscal
6 year 2022 and fiscal year 2023, hospitals in the program shall be
7 paid and shall retain one hundred percent of the federal portion of
8 the allowable hospital cost for each medicaid inpatient fee-for-
9 service claim payable by medical assistance and one hundred percent
10 of the federal portion of the maximum disproportionate share hospital
11 payment allowable under federal regulations. For the purpose of
12 determining the amount of any state grant under this subsection,
13 payments will include the federal portion of medicaid program
14 supplemental payments received by the hospitals. Inpatient medicaid
15 payments shall be established using an allowable methodology that
16 approximates the cost of claims submitted by the hospitals. Payments
17 made to each hospital in the program in each fiscal year of the
18 biennium shall be compared to a baseline amount. The baseline amount
19 will be determined by the total of (a) the inpatient claim payment
20 amounts that would have been paid during the fiscal year had the
21 hospital not been in the CPE program based on the reimbursement rates
22 developed, implemented, and consistent with policies approved in the
23 2021-2023 biennial operating appropriations act and in effect on July
24 1, 2015, (b) one-half of the indigent assistance disproportionate
25 share hospital payment amounts paid to and retained by each hospital
26 during fiscal year 2005, and (c) all of the other disproportionate
27 share hospital payment amounts paid to and retained by each hospital
28 during fiscal year 2005 to the extent the same disproportionate share
29 hospital programs exist in the 2019-2021 fiscal biennium. If payments
30 during the fiscal year exceed the hospital's baseline amount, no
31 additional payments will be made to the hospital except the federal
32 portion of allowable disproportionate share hospital payments for
33 which the hospital can certify allowable match. If payments during
34 the fiscal year are less than the baseline amount, the hospital will
35 be paid a state grant equal to the difference between payments during
36 the fiscal year and the applicable baseline amount. Payment of the
37 state grant shall be made in the applicable fiscal year and
38 distributed in monthly payments. The grants will be recalculated and
39 redistributed as the baseline is updated during the fiscal year. The
40 grant payments are subject to an interim settlement within eleven

1 months after the end of the fiscal year. A final settlement shall be
2 performed. To the extent that either settlement determines that a
3 hospital has received funds in excess of what it would have received
4 as described in this subsection, the hospital must repay the excess
5 amounts to the state when requested. (~~(\$702,000)~~) \$425,000 of the
6 general fund—state appropriation for fiscal year 2022 and
7 (~~(\$649,000)~~) \$391,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for state grants for the
9 participating hospitals.

10 (~~(16)~~) (22) The health care authority shall seek public-private
11 partnerships and federal funds that are or may become available to
12 provide on-going support for outreach and education efforts under the
13 federal children's health insurance program reauthorization act of
14 2009.

15 (~~(17)~~) (23) The health care authority shall target funding for
16 maternity support services towards pregnant women with factors that
17 lead to higher rates of poor birth outcomes, including hypertension,
18 a preterm or low birth weight birth in the most recent previous
19 birth, a cognitive deficit or developmental disability, substance
20 abuse, severe mental illness, unhealthy weight or failure to gain
21 weight, tobacco use, or African American or Native American race. The
22 health care authority shall prioritize evidence-based practices for
23 delivery of maternity support services. To the extent practicable,
24 the health care authority shall develop a mechanism to increase
25 federal funding for maternity support services by leveraging local
26 public funding for those services.

27 (~~(18)~~) (24) The authority shall submit reports to the governor
28 and the legislature by September 15, 2021, and no later than
29 September 15, 2022, that delineate the number of individuals in
30 medicaid managed care, by carrier, age, gender, and eligibility
31 category, receiving preventative services and vaccinations. The
32 reports should include baseline and benchmark information from the
33 previous two fiscal years and should be inclusive of, but not limited
34 to, services recommended under the United States preventative
35 services task force, advisory committee on immunization practices,
36 early and periodic screening, diagnostic, and treatment (EPSDT)
37 guidelines, and other relevant preventative and vaccination medicaid
38 guidelines and requirements.

39 (~~(19)~~) (25) Managed care contracts must incorporate
40 accountability measures that monitor patient health and improved

1 health outcomes, and shall include an expectation that each patient
2 receive a wellness examination that documents the baseline health
3 status and allows for monitoring of health improvements and outcome
4 measures.

5 ~~((20))~~ (26) Sufficient amounts are appropriated in this section
6 for the authority to provide an adult dental benefit.

7 ~~((21))~~ (27) The health care authority shall coordinate with the
8 department of social and health services to provide referrals to the
9 Washington health benefit exchange for clients that will be
10 ineligible for medicaid.

11 ~~((22))~~ (28) To facilitate a single point of entry across public
12 and medical assistance programs, and to maximize the use of federal
13 funding, the health care authority, the department of social and
14 health services, and the health benefit exchange will coordinate
15 efforts to expand HealthPlanfinder access to public assistance and
16 medical eligibility staff. The health care authority shall complete
17 medicaid applications in the HealthPlanfinder for households
18 receiving or applying for medical assistance benefits.

19 ~~((23))~~ (29) \$90,000 of the general fund—state appropriation for
20 fiscal year 2022, \$90,000 of the general fund—state appropriation for
21 fiscal year 2023, and \$180,000 of the general fund—federal
22 appropriation are provided solely to continue operation by a
23 nonprofit organization of a toll-free hotline that assists families
24 to learn about and enroll in the apple health for kids program. By
25 November 15, 2022, the authority shall submit a report to the
26 appropriate committees to the legislature that provides, at a
27 minimum, information about the number of calls received by the
28 nonprofit organization in the previous year, the amount of time spent
29 on each call, comparisons to previous years, where available, and
30 information about what data is collected related to this service.

31 ~~((24))~~ (30) Within the amounts appropriated in this section,
32 the authority shall reimburse for primary care services provided by
33 naturopathic physicians.

34 ~~((25))~~ (31) Within the amounts appropriated in this section,
35 the authority shall continue to provide coverage for pregnant teens
36 that qualify under existing pregnancy medical programs, but whose
37 eligibility for pregnancy related services would otherwise end due to
38 the application of the new modified adjusted gross income eligibility
39 standard.

1 (~~(26)~~) (32) Sufficient amounts are appropriated in this section
2 to remove the mental health visit limit and to provide the shingles
3 vaccine and screening, brief intervention, and referral to treatment
4 benefits that are available in the medicaid alternative benefit plan
5 in the classic medicaid benefit plan.

6 (~~(27)~~) (33) The authority shall use revenue appropriated from
7 the dedicated marijuana fund for contracts with community health
8 centers under RCW 69.50.540 in lieu of general fund—state payments to
9 community health centers for services provided to medical assistance
10 clients, and it is the intent of the legislature that this policy
11 will be continued in subsequent fiscal biennia.

12 (~~(28)~~) (34) Beginning no later than January 1, 2018, for any
13 service eligible under the medicaid state plan for encounter
14 payments, managed care organizations at the request of a rural health
15 clinic shall pay the full published encounter rate directly to the
16 clinic. At no time will a managed care organization be at risk for or
17 have any right to the supplemental portion of the claim. Payments
18 will be reconciled on at least an annual basis between the managed
19 care organization and the authority, with final review and approval
20 by the authority.

21 (~~(29)~~) (35) Sufficient amounts are appropriated in this section
22 for the authority to provide a medicaid equivalent adult dental
23 benefit to clients enrolled in the medical care service program.

24 (~~(30)~~) (36) During the 2021-2023 fiscal biennium, sufficient
25 amounts are provided in this section for the authority to provide
26 services identical to those services covered by the Washington state
27 family planning waiver program as of August 2018 to individuals who:

- 28 (a) Are over nineteen years of age;
29 (b) Are at or below two hundred and sixty percent of the federal
30 poverty level as established in WAC 182-505-0100;
31 (c) Are not covered by other public or private insurance; and
32 (d) Need family planning services and are not currently covered
33 by or eligible for another medical assistance program for family
34 planning.

35 (~~(31)~~) (37) Sufficient amounts are appropriated within this
36 section for the authority to incorporate the expected outcomes and
37 criteria to measure the performance of service coordination
38 organizations as provided in chapter 70.320 RCW into contracts with
39 managed care organizations that provide services to clients. The
40 authority is directed to:

1 (a) Contract with an external quality improvement organization to
2 annually analyze the performance of managed care organizations
3 providing services to clients under this chapter based on seven
4 performance measures. The analysis required under this subsection
5 must:

6 (i) Measure managed care performance in four common measures
7 across each managed care organization, including:

8 (A) At least one common measure must be weighted towards having
9 the potential to impact managed care costs; and

10 (B) At least one common measure must be weighted towards
11 population health management, as defined by the measure; and

12 (ii) Measure managed care performance in an additional three
13 quality focus performance measures specific to a managed care
14 organization. Quality focus performance measures chosen by the
15 authority must:

16 (A) Be chosen from the statewide common measure set;

17 (B) Reflect specific measures where a managed care organization
18 has poor performance; and

19 (C) Be substantive and clinically meaningful in promoting health
20 status.

21 (b) The authority shall set the four common measures to be
22 analyzed across all managed care organizations.

23 (c) The authority shall set three quality focus performance
24 measures specific to each managed care organization. The authority
25 must determine performance measures for each managed care
26 organization based on the criteria established in (a)(ii) of this
27 subsection.

28 (d) By September 15, 2021, and annually thereafter, the authority
29 shall notify each managed care organization of the performance
30 measures for the organization for the subsequent plan year.

31 (e) Two percent of the total plan year funding appropriated to
32 each managed care organization that provides services to clients
33 under chapter 70.320 RCW shall be withheld. At least seventy-five
34 percent of the withhold shall be held contingent on each managed care
35 organization's performance on the seven performance measures
36 identified in this section. Each managed care organization may earn
37 back the annual withhold if the external quality improvement
38 organization finds that the managed care organization:

39 (i) Made statistically significant improvement in the seven
40 performance measures as compared to the preceding plan year; or

1 (ii) Scored in the top national medicaid quartile of the
2 performance measures.

3 (f) The amount of withhold annually paid to each managed care
4 organization shall be proportional to findings of statistically
5 significant improvement or top national medicaid quartile scoring by
6 a managed care organization.

7 (g) For no more than two of the four quality focus performance
8 measures, the authority may use an alternate methodology to
9 approximate top national medicaid quartile performance where top
10 quartile performance data is unavailable.

11 (h) For the purposes of this subsection, "external quality
12 improvement organization" means an organization that meets the
13 competence and independence requirements under 42 C.F.R. Sec.
14 438.354, as it existed on the effective date of this section.

15 (~~(32)~~) (38)(a) The authority shall ensure that appropriate
16 resources are dedicated to implementing the recommendations of the
17 centers for medicare and medicaid services center for program
18 integrity as provided to the authority in the January 2019 Washington
19 focused program integrity review final report. Additionally, the
20 authority shall:

21 (i) Work to ensure the efficient operations of the managed care
22 plans, including but not limited to, a deconflicting process for
23 audits with and among the managed care plans and the medicaid fraud
24 division at the attorney general's office, to ensure the authority
25 staff perform central audits of cases that appear across multiple
26 managed care plans, versus the audits performed by the individual
27 managed care plans or the fraud division; and

28 (ii) Remain accountable for operating in an effective and
29 efficient manner, including performing program integrity activities
30 that ensure high value in the medical assistance program in general
31 and in medicaid managed care specifically;

32 (A) Work with its contracted actuary and the medicaid forecast
33 work group to develop methods and metrics related to managed care
34 program integrity activity that shall be incorporated into annual
35 rate setting; and

36 (B) Work with the medicaid forecast work group to ensure the
37 results of program integrity activity are incorporated into the rate
38 setting process in a transparent, timely, measurable, quantifiable
39 manner.

1 (b) The authority shall submit a report to the governor and
2 appropriate committees of the legislature by October 1, 2021, that
3 includes, but is not limited to:

4 (i) Specific, quantified actions that have been taken, to date,
5 related to the recommendations of the centers for medicare and
6 medicaid services center for program integrity as provided to the
7 authority in the January 2019 Washington focused program integrity
8 review final report; and

9 (ii) Specific, quantified information regarding the steps taken
10 toward (a) (i), (iii), and (iv) of this subsection.

11 ~~((33))~~ (39) No later than December 31, 2021, the health care
12 authority, in partnership with the department of social and health
13 services as described in section 204(16) of this act, shall submit a
14 waiver request to the federal department of health and human services
15 to authorize presumptive medicaid eligibility determinations for
16 clients preparing for acute care hospital discharge who may need
17 long-term services and supports. The department and the authority
18 shall hold stakeholder discussions, including opportunities for
19 public review and comment, during development of the waiver request.
20 Upon submission of the waiver request, the department and the
21 authority shall submit a report to the governor and the appropriate
22 legislative committees that describes the request and identifies any
23 statutory changes that may be necessary if the federal government
24 approves the request.

25 ~~((34))~~ (40) \$2,786,000 of the general fund—state appropriation
26 for fiscal year 2022, \$3,714,000 of the general fund—state
27 appropriation for fiscal year 2023, and \$11,009,000 of the general
28 fund—federal appropriation are provided solely to maintain and
29 increase access for behavioral health services through increased
30 provider rates. The rate increases are effective October 1, 2021, and
31 must be applied to the following codes for children and adults
32 enrolled in the medicaid program: 90832, 90833, 90834, 90837, H0004,
33 H0036, H2015, H2021, H0023, 90836, 90838, 96156, 96158, 96159, 96164,
34 96165, 96167, 96168, 96170, 96171, 90845, 90846, 90847, 90849, 90853,
35 90785, and 90791. The authority may use a substitute code in the
36 event that any of the codes identified in this subsection are
37 discontinued and replaced with an updated code covering the same
38 service. Within the amounts provided in this subsection the authority
39 must:

1 (a) Implement this rate increase in accordance with the process
2 established in chapter 285, Laws of 2020 (EHB 2584) (behavioral
3 health rates);

4 (b) Raise the state fee-for-service rates for these codes by up
5 to 15 percent, except that the state medicaid rate may not exceed the
6 published medicare rate or an equivalent relative value unit rate if
7 a published medicare rate is not available;

8 (c) Require in contracts with managed care organizations that,
9 beginning October 2021, managed care organizations pay no lower than
10 the fee-for-service rate for these codes, and adjust managed care
11 capitation rates accordingly; and

12 (d) Not duplicate rate increases provided in subsections (~~((35)~~
13 ~~and (36))~~) (41) and (42) of this section.

14 (~~((35))~~) (41) \$19,664,000 of the general fund—state appropriation
15 for fiscal year 2022, \$26,218,000 of the general fund—state
16 appropriation for fiscal year 2023, and \$77,996,000 of the general
17 fund—federal appropriation are provided solely to maintain and
18 increase access for primary care services for medicaid-enrolled
19 patients through increased provider rates beginning October 1, 2021.
20 Within the amounts provided in this subsection the authority must:

21 (a) Increase the medical assistance rates for adult primary care
22 services that are reimbursed solely at the existing medical
23 assistance rates on a fee-for-service basis, as well as through
24 managed care plans, by at least 15 percent above medical assistance
25 rates in effect on January 1, 2019;

26 (b) Increase the medical assistance rates for pediatric primary
27 care services that are reimbursed solely at the existing medical
28 assistance rates on a fee-for-service basis, as well as through
29 managed care plans, by at least 21 percent above medical assistance
30 rates in effect on January 1, 2019;

31 (c) Increase the medical assistance rates for pediatric critical
32 care, neonatal critical care, and neonatal intensive care services
33 that are reimbursed solely at the existing medical assistance rates
34 on a fee-for-service basis, as well as through managed care plans, by
35 at least 21 percent above medical assistance rates in effect on
36 January 1, 2019;

37 (d) Apply reimbursement rates required under this subsection to
38 payment codes in a manner consistent with the temporary increase in
39 medicaid reimbursement rates under federal rules and guidance in

1 effect on January 1, 2014, implementing the patient protection and
2 affordable care act, except that the authority may not require
3 provider attestations;

4 (e) Pursue state plan amendments to require medicaid managed care
5 organizations to increase rates under this subsection through
6 adoption of a uniform percentage increase for network providers
7 pursuant to 42 C.F.R. Sec. 438.6(c)(1)(iii)(B), as existing on
8 January 1, 2019; and

9 (f) Not duplicate rate increases provided in subsections (~~(34)~~
10 ~~and (36)~~) (40) and (42) of this section.

11 (~~(36)~~) (42) \$2,233,000 of the general fund—state appropriation
12 for fiscal year 2022, \$2,977,000 of the general fund—state
13 appropriation for fiscal year 2023, and \$10,871,000 of the general
14 fund—federal appropriation are provided solely to increase provider
15 rates to maintain and increase access for family planning services
16 for patients seeking services through department of health sexual and
17 reproductive health program family planning providers. The rate
18 increases are effective October 1, 2021, and must be applied to the
19 following codes for eligible apple health and family planning only
20 clients seeking services through department of health sexual and
21 reproductive health program providers: 36415, 36416, 55250, 57170,
22 58340, 58600, 58605, 58611, 58615, 58670, 58671, 59840, 59841, 59850,
23 59851, 59852, 59855, 59856, 59857, 76817, 81025, 84702, 84703, 86631,
24 86632, 86901, 87110, 87270, 87320, 87490, 87491, 87590, 87591, 87624,
25 87625, 87800, 87810, 88141, 88142, 88143, 88147, 88148, 88150, 88152,
26 88153, 88164, 88165, 88166, 88167, 88174, 88175, 96372, 99071, 99201,
27 99202, 99203, 99204, 99211, 99212, 99213, 99214, 99384, 99385, 99386,
28 99394, 99395, 99396, 99401, and S0199. The authority may use a
29 substitute code if any of the codes identified in this subsection are
30 discontinued and replaced with an updated code covering the same
31 service. Within the amounts provided in this subsection the authority
32 must:

33 (a) Increase the family planning rates for services that are
34 included on and reimbursed solely at the existing family planning fee
35 schedule on a fee-for-service basis, as well as through managed care
36 plans, by at least 162 percent above family planning fee schedule
37 rates in effect on January 1, 2021;

38 (b) Pursue state plan amendments to require medicaid managed care
39 organizations to increase rates under this subsection through

1 adoption of a uniform percentage increase for network providers
2 pursuant to 42 C.F.R. Sec. 438.6(c)(1)(iii)(B), as existing on
3 January 1, 2021; and

4 (c) Not duplicate rate increases provided in subsections (~~((34)~~
5 ~~and (35))~~) (40) and (41) of this section.

6 (~~((37))~~) (43)(a) Beginning with fiscal year 2020, and for each
7 subsequent year thereafter, the authority shall reconcile on an
8 annual basis with rural health clinics.

9 (b) Beginning with fiscal year 2020, and for each subsequent year
10 thereafter, the authority shall properly accrue for any anticipated
11 reconciliations with rural health clinics during the fiscal year
12 close process following generally accepted accounting practices.

13 (~~((38))~~) (44)(a) The authority in collaboration with the office
14 of financial management and representatives from fiscal committees of
15 the legislature shall conduct an evaluation of the APM4 model to
16 determine its cost effectiveness and impact on patient outcomes and
17 report its findings and recommendations to the appropriate committees
18 of the legislature by November 15, 2022.

19 (b) The authority shall not enter into any future value-based
20 arrangements with federally qualified health centers or rural health
21 clinics prior to receiving approval from the office of financial
22 management and the appropriate committees of the legislature.

23 (c) The authority shall not modify the reconciliation process or
24 the APM4 program with federally qualified health centers or rural
25 health clinics without notification to and the opportunity to comment
26 from the office of financial management.

27 (d) The authority shall require all managed care organizations to
28 provide information to the authority to account for all payments to
29 federally qualified health centers to include how payments are made,
30 including any additional payments and whether there is a sub-
31 capitation arrangement or value-based purchasing arrangement.

32 (e) Beginning with fiscal year 2021 and for each subsequent year
33 thereafter, the authority shall reconcile on an annual basis with
34 federally qualified health centers contracting under APM4.

35 (f) Beginning with fiscal year 2021 and for each subsequent year
36 thereafter, the authority shall properly accrue for any anticipated
37 reconciliations with federally qualified health centers contracting
38 under APM4 during the fiscal year close process following generally
39 accepted accounting practices.

1 ~~((39))~~ (45) Within the amounts appropriated in this section,
2 the authority is to include allergen control bed and pillow covers as
3 part of the durable medical equipment benefit for children with an
4 asthma diagnosis enrolled in medical assistance programs.

5 ~~((40))~~ (46) Within the amounts appropriated in this section,
6 the authority shall reimburse for maternity services provided by
7 doulas.

8 ~~((41))~~ (47) \$60,000 of the general fund—state appropriation for
9 fiscal year 2022 and \$60,000 of the general fund—federal
10 appropriation are provided solely for evaluation of the Washington
11 rural health access preservation pilot program.

12 ~~((42))~~ (48) \$160,000 of the general fund—state appropriation
13 for fiscal year 2022 and \$1,440,000 of the general fund—federal
14 appropriation are provided solely for health care interoperability
15 costs and are subject to the conditions, limitations, and review
16 provided in section 701 of this act.

17 ~~((43))~~ (49) \$275,000 of the general fund—state appropriation
18 for fiscal year 2022, \$160,000 of the general fund—state
19 appropriation for fiscal year 2023, and \$3,913,000 of the general
20 fund—federal appropriation are provided solely for modular
21 replacement costs of the ProviderOne pharmacy point of sale system
22 and are subject to the conditions, limitations, and review provided
23 in section 701 of this act.

24 ~~((44))~~ (50) \$484,000 of the general fund—state appropriation
25 for fiscal year 2022 and \$466,000 of the general fund—state
26 appropriation for fiscal year 2023 are provided solely to implement
27 Engrossed Second Substitute Senate Bill No. 5399 (universal health
28 care commission). ~~((If the bill is not enacted by June 30, 2021, the
29 amounts provided in this subsection shall lapse.~~

30 ~~(45))~~ (51) \$654,000 of the general fund—state appropriation for
31 fiscal year 2022, \$655,000 of the general fund—state appropriation
32 for fiscal year 2023, and \$2,154,000 of the general fund—federal
33 appropriation are provided solely for the authority to increase the
34 nonemergency medical transportation broker administrative rate to
35 ensure access to health care services for medicaid patients.

36 ~~((46))~~ (52) \$1,715,000 of the general fund—state appropriation
37 for fiscal year 2022 ~~((, \$1,804,000 of the general fund—state
38 appropriation for fiscal year 2023,))~~ and ~~(((\$6,647,000))~~ \$3,368,000
39 of the general fund—federal appropriation are provided solely to

1 increase the rates paid to rural hospitals that meet the criteria in
2 (a) through ~~((d))~~ (e) of this subsection. Payments for state and
3 federal medical assistance programs for services provided by such a
4 hospital, regardless of the beneficiary's managed care enrollment
5 status, must be increased to 150 percent of the hospital's fee-for-
6 service rates. The authority must discontinue this rate increase
7 after June 30, ~~((2023))~~ 2022, and return to the payment levels and
8 methodology for these hospitals that were in place as of January 1,
9 2018. Hospitals participating in the certified public expenditures
10 program may not receive increased reimbursement for inpatient
11 services. Hospitals qualifying for this rate increase must:

12 (a) Be certified by the centers for medicare and medicaid
13 services as sole community hospitals as of January 1, 2013;

14 (b) Have had less than 150 acute care licensed beds in fiscal
15 year 2011;

16 (c) Have a level III adult trauma service designation from the
17 department of health as of January 1, 2014;

18 (d) Be owned and operated by the state or a political
19 subdivision; and

20 (e) Accept single bed certification patients pursuant to RCW
21 71.05.745.

22 ~~((47))~~ (53) \$100,000 of the general fund—state appropriation
23 for fiscal year 2022, \$100,000 of the general fund—state
24 appropriation for fiscal year 2023, and \$200,000 of the general fund—
25 federal appropriation are provided solely for pass through funding
26 for a citizens of the compact of free association (COFA) community
27 member led organization through a Washington state based organization
28 contract as outlined in RCW 43.71A.030 to provide additional supports
29 to COFA community members statewide who are seeking access to health
30 coverage and health care services. The amounts provided in this
31 subsection for fiscal year 2022 must be distributed no later than
32 October 1, 2021. The amounts provided in this subsection for fiscal
33 year 2023 must be distributed no later than October 1, 2022.

34 ~~((48))~~ (54) The authority shall collaborate with the Washington
35 state LGBTQ commission, the department of health, advocates for
36 people living with HIV in Washington, consumers, and medical
37 professionals with expertise in serving the medicaid population
38 living with HIV, to consider and develop recommendations regarding:

1 (a) Access to HIV antiretroviral drugs on the medicaid drug
2 formulary, including short- and long-term fiscal implications of
3 eliminating current prior authorization and fail-first requirements;

4 (b) Impact of drug access on public health and the statewide goal
5 of reducing HIV transmissions; and

6 (c) Maximizing pharmaceutical drug rebates for HIV antiretroviral
7 drugs.

8 ~~((49))~~ (55) \$22,000 of the general fund—state appropriation for
9 fiscal year 2022, \$22,000 of the general fund—state appropriation for
10 fiscal year 2023, and \$134,000 of the general fund—federal
11 appropriation are provided solely to implement Substitute Senate Bill
12 No. 5157 (behavioral disorders/justice). ~~((If the bill is not enacted
13 by June 30, 2021, the amounts provided in this subsection shall
14 lapse.~~

15 ~~(50))~~ (56) Within the amounts appropriated in this section, the
16 authority shall extend the oral health connections pilot project in
17 Spokane, Thurston, and Cowlitz counties. The authority shall continue
18 to work in collaboration with a state-based oral health foundation to
19 jointly develop and implement the program. The purpose of the pilot
20 is to test the effect that enhanced dental benefits for medicaid
21 clients with diabetes and pregnant clients have on access to dental
22 care, health outcomes, and medical care costs. The pilot program must
23 continue to include enhanced reimbursement rates for participating
24 dental providers, including denturists licensed under chapter 18.30
25 RCW, and an increase in the allowable number of periodontal
26 treatments to up to four per calendar year. The authority has the
27 option of extending pilot program eligibility to dually eligible
28 medicaid clients who are diabetic or pregnant and to pregnant
29 medicaid clients under the age of 20. The authority has the option of
30 adjusting the pilot program benefit design and fee schedule based on
31 previous findings, within amounts appropriated in this section.
32 Diabetic or pregnant medicaid clients who are receiving dental care
33 within the pilot regions, regardless of location of the service
34 within the pilot regions, are eligible for the increased number of
35 periodontal treatments. The state-based oral health foundation shall
36 continue to partner with the authority and provide wraparound
37 services to link patients to care. The authority and foundation shall
38 provide a joint report to the appropriate committees of the
39 legislature on October 1, 2021, outlining the findings of the

1 original three-year pilot program, and on December 1, 2022, outlining
2 the progress of the extended pilot program.

3 ~~((+51+))~~ (57) (a) \$200,000 of the general fund—state appropriation
4 for fiscal year 2022 and \$200,000 of the general fund—federal
5 appropriation are provided solely for contracting with the office of
6 equity to implement chapter 293, Laws of 2020 (baby, child dentistry
7 access). By November 15, 2021, the authority shall submit a report to
8 the appropriate committees to the legislature describing its progress
9 implementing chapter 293, Laws of 2020 (baby, child dentistry access)
10 and chapter 242, Laws of 2020 (access to baby and child dentistry for
11 children with disabilities).

12 (b) \$200,000 of the general fund—state appropriation for fiscal
13 year 2023 and \$200,000 of the general fund—federal appropriation are
14 provided solely for the authority to contract with access to baby and
15 child dentistry local programs for the purpose of maintaining and
16 expanding capacity for local program coordinators. The goals of this
17 contracting include, but are not limited to, reducing racial and
18 ethnic disparities in access to care and oral health outcomes,
19 increasing the percentage of medicaid-enrolled children under the age
20 of two accessing dental care, and continued provider engagement and
21 outreach. The authority may contract with the office of equity and
22 other statewide and local equity partners to provide training and
23 identify activities and deliverables.

24 ~~((+52+))~~ (58) \$75,000 of the general fund—state appropriation for
25 fiscal year 2022 and \$75,000 of the general fund—federal
26 appropriation are provided solely for contracting by the health care
27 authority to further the development and implementation of its
28 Washington primary care transformation initiative, intended
29 to increase team-based primary care and the percentage of overall
30 health care spending in the state devoted to primary care. By October
31 1, 2021, the authority must update the legislature on the status of
32 the initiative, including any fiscal impacts of this initiative,
33 potential implementation barriers, and needed legislation.

34 ~~((+53+))~~ (59) Sufficient funds are provided to continue
35 reimbursing dental health aid therapists for services performed in
36 tribal facilities for medicaid clients. The authority must leverage
37 any federal funding that may become available as a result of appeal
38 decisions from the centers for medicare and medicaid services or the
39 United States court of appeals for the ninth circuit.

1 ~~((54))~~ (60) \$149,000 of the general fund—state appropriation
2 for fiscal year 2022 and \$140,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely to implement
4 Engrossed Second Substitute Senate Bill No. 5377 (standardized health
5 plans). ~~((If the bill is not enacted by June 30, 2021, the amounts
6 provided in this subsection shall lapse.~~

7 ~~(55))~~ (61) Within the amount appropriated within this section,
8 the authority shall implement the requirements of Substitute Senate
9 Bill No. 5068 (postpartum period/medicaid) and the American rescue
10 plan act of 2021, P.L. 117-2, in extending health care coverage
11 during the postpartum period. The authority shall make every effort
12 to expedite and complete eligibility determinations for individuals
13 who are likely eligible to receive health care coverage under Title
14 XIX or Title XXI of the federal social security act to ensure the
15 state is receiving maximum federal match. This includes, but is not
16 limited to, working with managed care organizations to provide
17 continuous outreach in various modalities until the individual's
18 eligibility determination is completed. Beginning June 1, 2022, the
19 authority must submit quarterly reports to the caseload forecast work
20 group on the number of individuals who are likely eligible to receive
21 health care coverage under Title XIX or Title XXI of the federal
22 social security act but are waiting for the authority to complete
23 eligibility determination, the number of individuals who were likely
24 eligible but are now receiving health care coverage with the maximum
25 federal match under Title XIX or Title XXI of the federal social
26 security act, and outreach activities including the work with managed
27 care organizations.

28 ~~((56))~~ (62) \$10,695,000 of the general fund—state appropriation
29 for fiscal year 2022, \$10,695,000 of the general fund—state
30 appropriation for fiscal year 2023, and \$54,656,000 of the general
31 fund—federal appropriation are provided solely to maintain and
32 increase access for adult dental services for medicaid enrolled
33 patients through increased provider rates beginning July 1, 2021.
34 Within the amounts provided in this subsection, the authority must
35 increase the medical assistance rates for adult dental services that
36 are reimbursed solely at the existing medical assistance rates on a
37 fee-for-service basis up to 100 percent above medical assistance
38 rates in effect on January 1, 2019.

1 ~~((57))~~ (63) \$551,000 of the general fund—state appropriation
2 for fiscal year 2022, \$770,000 of the general fund—state
3 appropriation for fiscal year 2023, and \$3,288,000 of the general
4 fund—federal appropriation are provided solely for the implementation
5 of Second Substitute Senate Bill No. 5195 (opioid overdose
6 medication). ~~((If the bill is not enacted by June 30, 2021, the
7 amounts provided in this subsection shall lapse.~~

8 ~~(58))~~ (64) The authority must claim the enhanced federal medical
9 assistance participation rate for home and community-based services
10 offered under section 9817 of the American rescue plan act of 2021
11 (ARPA). Appropriations made that constitute supplementation of home
12 and community-based services as defined in section 9817 of ARPA are
13 listed in the LEAP omnibus document HCBS-2021.

14 ~~((59))~~ (65) \$250,000 of the general fund—state appropriation
15 for fiscal year 2022 and \$250,000 of the general fund—state
16 appropriation for fiscal year 2023 are provided solely for the
17 authority to continue a public-private partnership with a state-based
18 oral health foundation to connect medicaid patients to dental
19 services and reduce barriers to accessing care. The authority shall
20 submit a progress report to the appropriate committees of the
21 legislature by June 30, 2022.

22 ~~((60))~~ (66)(a) \$35,000,000 of the coronavirus state fiscal
23 recovery ~~((account))~~ fund—federal appropriation is provided solely
24 for the authority to distribute grants for the provision of health
25 care services for uninsured and underinsured individuals, regardless
26 of immigration status. Grants provided under this subsection must be
27 used for the direct care of uninsured and underinsured individuals
28 under 200 percent of the federal poverty level, including on-site
29 care as well as referrals to and payment for services provided off-
30 site, for:

31 (i) The testing, assessment, or treatment of the severe acute
32 respiratory syndrome coronavirus 2 (COVID-19), including facility and
33 provider fees;

34 (ii) Primary and preventive care;

35 (iii) Behavioral health services;

36 (iv) Oral health care;

37 (v) Assessment, treatment, and management of acute or chronic
38 conditions, including but not limited to the cost of laboratory,

1 prescription medications, specialty care, therapies, radiology, and
2 other diagnostics; and

3 (vi) Outreach and education needed to inform patients and
4 prospective patients that care is available free of charge.

5 (b) To be eligible for a grant under this subsection, a federally
6 qualified health center, rural health clinic, free clinic, public
7 hospital district, behavioral health provider or facility, behavioral
8 health administrative service organization, or community-based
9 organization must apply for a grant and agree to not:

10 (i) Bill individuals for any portion of the services provided
11 that involve the use of amounts appropriated in this section; or

12 (ii) Use the amounts provided in this subsection for services for
13 which other funds are available, such as federal funds from the
14 families first coronavirus response act and the American rescue plan
15 act.

16 (c) Grants provided under this subsection may be used to provide
17 on-site care, care delivered via telehealth, and referrals to and
18 payments for services provided off-site. Recipients may use funds
19 distributed in this subsection to reimburse other providers or
20 facilities for the cost of care. Only free clinics may use grants
21 provided under this subsection to cover general operating costs,
22 including staffing, supplies, and equipment purchases.

23 (d) The agency shall employ fund allocation approaches that
24 engage community residents, organizations, and leaders in identifying
25 priorities and implementing projects and initiatives that reflect
26 community values and priorities. At a minimum, this must include
27 consultation with community health boards and organizations that
28 advocate for access to health care for uninsured state residents.

29 (e) Recipients of the amounts provided in this subsection must
30 submit reports to the authority on the use of grant funds, including
31 data about utilization of services. The authority shall prepare and
32 post on its website an annual report detailing the amount of funds
33 disbursed and aggregating information submitted by recipients.

34 (f) The authority may retain no more than three percent of the
35 amounts provided in this subsection for administrative costs.

36 (g) As used in this subsection, "free clinics" mean private,
37 nonprofit, community, or faith-based organizations that provide
38 medical, dental, and mental health services at little or no cost to
39 uninsured and underinsured people through the use of volunteer health

1 professionals, community volunteers, and partnerships with other
2 health providers.

3 ~~((+61))~~ (67) \$123,000 of the general fund—state appropriation
4 for fiscal year 2022, \$46,000 of the general fund—state appropriation
5 for fiscal year 2023, and \$743,000 of the general fund—federal
6 appropriation are provided solely for the implementation of
7 Substitute House Bill No. 1348 (incarcerated persons/medical). ~~((If~~
8 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
9 ~~this subsection shall lapse.~~

10 ~~+62))~~ (68) \$1,350,000 of the general fund—state appropriation
11 for fiscal year 2023 and \$2,570,000 of the general fund—federal
12 appropriation are provided solely for the implementation of House
13 Bill No. 1096 (nonmedicare plans). ~~((If the bill is not enacted by~~
14 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~

15 ~~+63))~~ (69) Within the amounts provided in this section,
16 sufficient funding is provided for the authority to implement Second
17 Substitute House Bill No. 1325 (behavioral health/youth).

18 ~~((+64))~~ (70) \$184,000 of the general fund—state appropriation
19 for fiscal year 2022 and \$175,000 of the general fund—state
20 appropriation for fiscal year 2023 are provided solely for the
21 implementation of Engrossed Substitute House Bill No. 1196 (audio-
22 only telemedicine). ~~((If the bill is not enacted by June 30, 2021,~~
23 ~~the amounts provided in this subsection shall lapse.~~

24 ~~+65))~~ (71) \$232,000 of the general fund—state appropriation for
25 fiscal year 2022, \$300,000 of the general fund—state appropriation
26 for fiscal year 2023, and \$599,000 of the general fund—federal
27 appropriation are provided solely for reimbursement for a social
28 worker as part of the medical assistance home health benefit.

29 ~~((+66))~~ (72) \$1,303,000 of the general fund—state appropriation
30 for fiscal year 2022 and \$285,000 of the general fund—state
31 appropriation for fiscal year 2023 are provided solely for the
32 implementation of Engrossed Substitute Senate Bill No. 5203 (generic
33 prescription drugs). ~~((If the bill is not enacted by June 30, 2021,~~
34 ~~the amounts provided in this subsection shall lapse.~~

35 ~~+67))~~ (73) \$18,669,000 from the Indian health improvement
36 reinvestment account is provided solely for Indian health improvement
37 advisory plan projects, programs, and activities authorized by RCW
38 43.71B.030.

1 ~~((68))~~ (74) \$434,000 of the general fund—state appropriation
2 for fiscal year 2022 and \$489,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for the
4 authority to partner with the department of social and health
5 services to create surge capacity in acute care hospitals by
6 supporting non-citizens who are both in acute care hospitals awaiting
7 discharge and on the department of social and health services
8 waitlist for services. The amounts provided in this subsection are
9 for the authority to cover the cost of medical assistance for 20 new
10 non-citizen clients.

11 ~~((69))~~ (75) \$25,000 of the general fund—state appropriation for
12 fiscal year 2022 and \$25,000 of the general fund—federal
13 appropriation are provided solely for the authority to develop an
14 implementation plan to incorporate medical and psychiatric respite
15 care as statewide medicaid benefits. The plan must include an
16 analysis of the cost effectiveness of providing medical and
17 psychiatric respite care benefits for medicaid enrollees. In
18 developing the plan, the authority shall consult with interested
19 stakeholders, including medicaid managed care organizations,
20 community health centers, organizations providing respite care, and
21 hospitals. Amounts provided in this subsection may be used for staff
22 support and one-time contracting. No later than January 15, 2022, the
23 authority shall report its findings to the relevant committees of the
24 legislature, the office of the governor, and the office of financial
25 management.

26 ~~((70))~~ (76) \$281,000 of the general fund—state appropriation
27 for fiscal year 2022, \$192,000 of the general fund—state
28 appropriation for fiscal year 2023, and \$803,000 of the general fund—
29 federal appropriation are provided solely for the implementation of
30 Engrossed Second Substitute Senate Bill No. 5304 (reentry services).
31 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
32 in this subsection shall lapse.~~

33 ~~(71))~~ (77)(a) The authority shall assess the feasibility and
34 fiscal impacts of an 1115 medicaid waiver to extend continuous
35 eligibility for apple health covered children ages zero through five
36 as a component of school readiness. The authority may seek support
37 for the analysis. Prior to submitting the waiver application, the
38 authority shall provide a status update no later than September 30,
39 2021, to the governor and fiscal committees of the legislature.

1 (b) \$6,090,000 of the general fund—state appropriation for fiscal
2 year 2023 and \$6,125,000 of the general fund—federal appropriation
3 are provided solely for the authority to extend continuous
4 eligibility for apple health to children ages zero to six with income
5 at or below 215 percent of the federal poverty level. The centers for
6 medicare and medicaid services must approve the 1115 medicaid waiver
7 prior to the implementation of this policy.

8 (78) \$500,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for the perinatal support warm line to
10 provide peer support, resources, and referrals to new and expectant
11 parents and people in the emotional transition to parenthood
12 experiencing, or at risk of, postpartum depression or other mental
13 health issues.

14 (79) Sufficient funding is provided to remove the asset test from
15 the medicare savings program review process.

16 (80) \$270,000 of the general fund—state appropriation for fiscal
17 year 2023 is provided solely for the health care authority to
18 establish a total cost of insulin work group as described in chapter
19 346, Laws of 2020 (Engrossed Second Substitute House Bill No. 2662)
20 (total cost of insulin).

21 (81) Sufficient funding is provided to eliminate the mid-
22 certification review process for the aged, blind, or disabled and
23 housing and essential needs referral programs.

24 (82) \$103,000 of the general fund—state appropriation for fiscal
25 year 2022, \$253,000 of the general fund—state appropriation for
26 fiscal year 2023, and \$2,724,000 of the general fund—federal
27 appropriation are provided solely for the authority to procure an
28 electronic consent management solution for patients and health care
29 providers to exchange health-related information and are subject to
30 the conditions, limitations, and review requirements of section 701
31 of this act.

32 (83) \$1,788,000 of the general fund—state appropriation for
33 fiscal year 2022, \$1,788,000 of the general fund—state appropriation
34 for fiscal year 2023, and \$994,000 of the general fund—federal
35 appropriation are provided solely for electronic health record
36 expansion that must be based on the operational and technical needs
37 necessary to implement the national 988 system and are subject to the
38 conditions, limitations, and review requirements of section 701 of

1 this act. As a condition of funding under this subsection, the
2 authority must complete all reporting required under RCW 71.24.898.

3 (84) \$3,250,000 of the general fund—state appropriation for
4 fiscal year 2023 is provided solely for the authority to make
5 information technology system and provider network upgrades necessary
6 for the anticipated expansion of medicaid equivalent health care
7 coverage for uninsured adults with income up to 138 percent of the
8 federal poverty level regardless of immigration status in
9 collaboration with the department of social and health services and
10 is subject to the conditions, limitations, and review provided in
11 section 701 of this act.

12 (85) \$18,191,000 of the general fund—state appropriation for
13 fiscal year 2023 and \$18,966,000 of the general fund—federal
14 appropriation are provided solely to maintain and increase access for
15 children's dental services for medicaid enrolled patients through
16 increased provider rates beginning July 1, 2022. Within the amounts
17 provided in this subsection, the authority must increase:

18 (a) Medical assistance rates for children's dental services codes
19 consistent with the adult dental codes that were increased in
20 subsection (62) of this section;

21 (b) Rates for sealants that are reimbursed solely at the existing
22 medical assistance rates on a fee-for-service basis up to 100 percent
23 above medical assistance rates in effect on July 1, 2021; and

24 (c) Corresponding rates for the access to baby and child
25 dentistry program eligible codes proportionately with the children's
26 dental rates in this subsection.

27 (86) \$250,000 of the general fund—state appropriation for fiscal
28 year 2023 and \$250,000 of the general fund—federal appropriation are
29 provided solely for the authority to conduct a feasibility study for
30 planning, design, implementation, and administration of a case
31 management solution that supports acquisition, storage, and retrieval
32 of data and data analysis pursuant to *Trueblood, et al. v. Department*
33 *of Social and Health Services, et al.*, United States district court
34 for the western district of Washington, cause no. 14-cv-00178-MJP.

35 (87) \$56,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$1,548,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for health information
38 technology necessary to support the 1115 demonstration waiver as it
39 relates to institutions for mental diseases and are subject to the

1 conditions, limitations, and review requirements of section 701 of
2 this act.

3 (88) \$545,000 of the general fund—state appropriation for fiscal
4 year 2023 and \$297,000 of the general fund—federal appropriation are
5 provided solely to align services provided through both fee-for-
6 service and managed care to the bright futures guidelines, or a
7 comparable schedule, for early and periodic screening, diagnosis, and
8 treatment consistent with the provisions in Substitute Senate Bill
9 No. 5912 (children on medicaid).

10 (89) \$3,174,000 of the general fund—state appropriation for
11 fiscal year 2023 is provided solely for implementation of Substitute
12 Senate Bill No. 5745 (personal needs allowance). If the bill is not
13 enacted by June 30, 2022, the amount provided in this subsection
14 shall lapse.

15 (90) \$204,000 of the general fund—state appropriation for fiscal
16 year 2023 and \$189,000 of the general fund—federal appropriation are
17 provided solely for implementation of Substitute Senate Bill No. 5620
18 (medicaid expenditures). If the bill is not enacted by June 30, 2022,
19 the amounts provided in this subsection shall lapse.

20 (91) \$297,000 of the general fund—state appropriation for fiscal
21 year 2023 is provided solely for implementation of Substitute Senate
22 Bill No. 5589 (primary care spending). If the bill is not enacted by
23 June 30, 2022, the amount provided in this subsection shall lapse.

24 (92) \$1,460,000 of the general fund—state appropriation for
25 fiscal year 2023 is provided solely for implementation of Second
26 Substitute Senate Bill No. 5532 (Rx drug affordability board). If the
27 bill is not enacted by June 30, 2022, the amount provided in this
28 subsection shall lapse.

29 (93) \$61,000 of the general fund—state appropriation for fiscal
30 year 2023 and \$183,000 of the general fund—federal appropriation are
31 provided solely for implementation of Second Substitute Senate Bill
32 No. 5736 (minors/behavioral health). If the bill is not enacted by
33 June 30, 2022, the amounts provided in this subsection shall lapse.

34 (94) \$250,000 of the general fund—state appropriation for fiscal
35 year 2023 is provided solely for the authority to design a
36 standardized payment methodology for a palliative care benefit for
37 the state medicaid program and the employee and retiree benefits
38 programs. The authority may contract with a third party to design the

1 palliative care model and complete the work required in this
2 subsection.

3 (95) \$403,000 of the general fund—state appropriation for fiscal
4 year 2023 and \$1,185,000 of the general fund—federal appropriation
5 are provided solely for the authority to provide an adult acupuncture
6 benefit beginning January 1, 2023.

7 (96) \$581,000 of the general fund—state appropriation for fiscal
8 year 2023 and \$1,706,000 of the general fund—federal appropriation
9 are provided solely for the authority to provide an adult
10 chiropractic benefit beginning January 1, 2023.

11 (97) \$640,000 of the general fund—state appropriation for fiscal
12 year 2023 and \$655,000 of the general fund—federal appropriation are
13 provided solely for a 20 percent rate increase, effective January 1,
14 2023, for in-home skilled nursing services, nurse delegation, in-home
15 private duty nursing, and adult family home private duty nursing.

16 (98) \$180,000 of the general fund—state appropriation for fiscal
17 year 2023 and \$187,000 of the general fund—federal appropriation are
18 provided solely for a 10 percent rate increase, effective January 1,
19 2023, for registered nurses and licensed practical nurses providing
20 skilled nursing services for children who require medically intensive
21 care in a home setting.

22 (99) \$140,000 of the general fund—state appropriation for fiscal
23 year 2023 and \$266,000 of the general fund—federal appropriation are
24 provided solely for a 10 percent rate increase, effective January 1,
25 2023, for home health services.

26 (100) \$50,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$150,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for the authority to establish
29 the psilocybin services wellness and opportunity work group created
30 in section 941 of this act.

31 (101) \$1,241,000 of the general fund—state appropriation for
32 fiscal year 2023 and \$2,476,000 of the general fund—federal
33 appropriation are provided solely to increase the rates paid to rural
34 regional referral hospitals that meet the criteria in (a) through (g)
35 of this subsection. Payments for state and federal medical assistance
36 programs for services provided by such a hospital, regardless of the
37 beneficiary's managed care enrollment status, must be increased to
38 110 percent of the current medicaid hospital's fee-for-service rates
39 beginning July 1, 2022, for the state medicaid plan and for each of

1 the managed care organization's contracted rates with the hospital.
2 The authority must discontinue this rate increase after June 30,
3 2023, and return to the payment levels and methodology for these
4 hospitals that were in place as of June 30, 2022. To qualify for this
5 increase, a hospital must:

6 (a) Have greater than 170 available acute beds as reported in the
7 hospital's 2020 department of health year-end report;

8 (b) Be currently designated by the centers for medicare and
9 medicaid services as a sole community hospital located in north
10 central Washington;

11 (c) Have a medicaid eligible population greater than 30 percent
12 of the service population;

13 (d) Have medicaid revenue greater than 16 percent of total gross
14 revenue as reported on the hospital's 2020 medicare cost report;

15 (e) Be designated by the state of Washington as a level 3 adult
16 trauma center and a level 3 pediatric trauma center;

17 (f) Be designated by the state of Washington as a level 2
18 nursery; and

19 (g) Be designated as a certified stroke center.

20 (102) \$1,954,000 of the general fund—state appropriation for
21 fiscal year 2023 and \$3,051,000 of the general fund—federal
22 appropriation are provided solely for increased payments to hospitals
23 that meet the criteria in (a) through (c) of this subsection.
24 Payments for state and federal medical assistance programs for
25 services provided by such a hospital, regardless of the beneficiary's
26 managed care enrollment status, must be increased to 150 percent of
27 the current medicaid hospital's fee-for-service rates beginning July
28 1, 2022, for the state medicaid plan and for each of the managed care
29 organization's contracted rates with the hospital. To qualify for
30 this increase, a hospital must:

31 (a) Have fewer than 70 available beds as reported in the
32 hospital's 2020 department of health year-end report;

33 (b) Not be currently designated as a critical access hospital,
34 and not meet current federal eligibility requirements for designation
35 as a critical access hospital; and

36 (c) Have combined medicare and medicaid inpatient days greater
37 than 65 percent as reported in the hospital's 2020 department of
38 health year-end report.

1 (103) \$24,600,000 of the coronavirus state fiscal recovery fund—
2 federal appropriation is provided solely for the authority to provide
3 one-time grants to community health centers paid under either APM3 or
4 APM4 that experienced overpayments because of COVID-19 service-
5 related reductions or were unable to meet targeted benchmarks because
6 of extraordinary community pandemic response needs.

7 (104) \$250,000 of the general fund—state appropriation for fiscal
8 year 2023 and \$250,000 of the general fund—federal appropriation are
9 provided solely for project management and contracting to assist the
10 authority with post-eligibility review planning in anticipation of
11 the end of the COVID-19 public health emergency.

12 (105) \$40,000 of the general fund—state appropriation for fiscal
13 year 2022, \$40,000 of the general fund—state appropriation for fiscal
14 year 2023, \$80,000 of the general fund—federal appropriation, and
15 \$320,000 of the telebehavioral access account—state appropriation are
16 provided solely for additional staff support for the mental health
17 referral service for children and teens.

18 (106) (a) \$2,087,000 of the general fund—state appropriation for
19 fiscal year 2023 is provided solely for the authority to establish a
20 two-year grant program for reimbursement for services to patients up
21 to age 18 provided by community health workers in primary care
22 clinics whose patients are significantly comprised of pediatric
23 patients enrolled in medical assistance under chapter 74.09 RCW
24 beginning January 1, 2023. Community health workers funded under this
25 subsection may provide outreach, informal counseling, and social
26 supports for health-related social needs. The authority shall seek a
27 state plan amendment or federal demonstration waiver should they
28 determine these services are eligible for federal matching funds.
29 Within the amounts provided within this subsection, the authority
30 will provide an initial report to the governor and appropriate
31 committees of the legislature by January 1, 2024, and a final report
32 by January 1, 2025. The report shall include, but not be limited to,
33 the quantitative impacts of the grant program, how many community
34 health workers are participating in the grant program, how many
35 clinics these community health workers represent, how many clients
36 are being served, and evaluation of any measurable health outcomes
37 identified in the planning period prior to January 2023.

38 (b) In collaboration with key stakeholders including pediatric
39 primary care clinics and medicaid managed care organizations, the

1 authority shall explore longer term, sustainable reimbursement
2 options for the integration of community health workers in primary
3 care to address the health-related social needs of families,
4 including approaches to incorporate federal funding.

5 (107) (a) No more than \$156,707,000 of the general fund—federal
6 appropriation and no more than \$60,942,000 of the general fund—local
7 appropriation may be expended for an outpatient directed payment
8 program.

9 (b) The authority shall:

10 (i) Design the program to support the state's access and other
11 quality of care goals and to not increase general fund—state
12 expenditures;

13 (ii) Seek approval from the centers for medicare and medicaid
14 services to create a medicaid outpatient directed payment program for
15 hospital outpatient services provided to medicaid program managed
16 care recipients by University of Washington medical center and
17 harborview medical center;

18 (iii) Upon approval, direct managed care organizations to make
19 payments to eligible providers at levels required to ensure enrollees
20 have timely access to critical high-quality care as allowed under 42
21 C.F.R. 438.6(c); and

22 (iv) Increase medicaid payments for hospital outpatient services
23 provided by University of Washington medical center and harborview
24 medical center to the average payment received from commercial
25 payers.

26 (c) Any incremental costs incurred by the authority in the
27 development, implementation, and maintenance of this program shall be
28 the responsibility of the participating hospitals.

29 (d) Participating hospitals shall retain the full amount of
30 payments provided under this program.

31 (e) Participating hospitals will provide the local funds to fund
32 the required nonfederal contribution.

33 (f) This program shall be effective as soon as administratively
34 possible.

35 (108) \$70,000 of the general fund—state appropriation for fiscal
36 year 2023 and \$65,000 of the general fund—federal appropriation are
37 provided solely for the authority to collaborate with the department
38 of health and the University of Washington to develop a licensure and
39 regulatory program for behavioral health support specialists

1 consistent with the provisions in Engrossed Second Substitute Senate
2 Bill No. 5884 (behavioral health support).

3 (109) \$16,000 of the general fund—state appropriation for fiscal
4 year 2022, \$31,000 of the general fund—state appropriation for fiscal
5 year 2023, and \$420,000 of the general fund—federal appropriation are
6 provided solely for a technology solution for an authoritative client
7 identifier, or master person index, for state programs within the
8 health and human services coalition to uniformly identify clients
9 across multiple service delivery systems. The coalition will clearly
10 identify all state programs impacted by and all fund sources used in
11 development and implementation of this project. This subsection is
12 subject to the conditions, limitations, and review requirements of
13 section 701 of this act.

14 (110) \$5,000 of the general fund—state appropriation for fiscal
15 year 2023 and \$13,000 of the general fund—federal appropriation are
16 provided solely for implementation of Second Substitute Senate Bill
17 No. 5664 (forensic competency hearings). If the bill is not enacted
18 by June 30, 2022, the amounts provided in this subsection shall
19 lapse.

20 **Sec. 212.** 2021 c 334 s 212 (uncodified) is amended to read as
21 follows:

22 **FOR THE STATE HEALTH CARE AUTHORITY—PUBLIC EMPLOYEES' BENEFITS BOARD**
23 **AND EMPLOYEE BENEFITS PROGRAM**

24 State Health Care Authority Administrative Account—

25 State Appropriation. ((\$37,403,000))

26 \$39,053,000

27 TOTAL APPROPRIATION. ((\$37,403,000))

28 \$39,053,000

29 The appropriation in this section is subject to the following
30 conditions and limitations:

31 (1) Any savings from reduced claims costs must be reserved for
32 funding employee benefits during the 2023-2025 fiscal biennium and
33 may not be used for administrative expenses. The health care
34 authority shall deposit any moneys received on behalf of the uniform
35 medical plan resulting from rebates on prescription drugs, audits of
36 hospitals, subrogation payments, or any other moneys received as a
37 result of prior uniform medical plan claims payments, in the public

1 employees' and retirees' insurance account to be used for insurance
2 benefits.

3 (2) Any changes to benefits must be approved by the public
4 employees' benefits board. The board shall not make any changes to
5 benefits without considering a comprehensive analysis of the cost of
6 those changes, and shall not increase benefits unless offsetting cost
7 reductions from other benefit revisions are sufficient to fund the
8 changes. The board shall not make any change in retiree eligibility
9 criteria that reestablishes eligibility for enrollment in PEBB
10 benefits. However, the funding provided anticipates that the public
11 employees' benefits board may increase virtual access to behavioral
12 health resources and interventions and case management.

13 (3) Except as may be provided in a health care bargaining
14 agreement, to provide benefits within the level of funding provided
15 in part IX of this bill, the public employees' benefits board shall
16 require or make any or all of the following: Employee premium
17 copayments, increases increase in point-of-service cost sharing, the
18 implementation of managed competition, or make other changes to
19 benefits consistent with RCW 41.05.065.

20 (4) The board shall collect a surcharge payment of not less than
21 twenty-five dollars per month from members who use tobacco products,
22 and a surcharge payment of not less than fifty dollars per month from
23 members who cover a spouse or domestic partner where the spouse or
24 domestic partner has chosen not to enroll in another employer-based
25 group health insurance that has benefits and premiums with an
26 actuarial value of not less than ninety-five percent of the actuarial
27 value of the public employees' benefits board plan with the largest
28 enrollment. The surcharge payments shall be collected in addition to
29 the member premium payment.

30 (5) The health care authority shall analyze and report on the
31 potential impacts of providing a one-time enrollment window for
32 retirees to reestablish eligibility for enrollment in retiree
33 benefits under the public employees' benefit board program. The
34 authority shall submit the report to the appropriate committees of
35 the legislature by January 1, 2022. At a minimum the report must
36 include an estimate of the employer cost and a description of the
37 assumptions used.

38 (6) \$285,000 of the state health care authority administrative
39 account—state appropriation is provided solely for a customer service

1 scheduling tool, and is subject to the conditions, limitations, and
2 review requirements of section 701 of this act.

3 **Sec. 213.** 2021 c 334 s 213 (uncodified) is amended to read as
4 follows:

5 **FOR THE STATE HEALTH CARE AUTHORITY—SCHOOL EMPLOYEES' BENEFITS BOARD**
6 School Employees' Insurance Administrative Account—
7 State Appropriation. (~~(\$25,771,000)~~)
8 \$28,063,000
9 TOTAL APPROPRIATION. (~~(\$25,771,000)~~)
10 \$28,063,000

11 The appropriation in this section is subject to the following
12 conditions and limitations: \$15,000 of the school employees'
13 insurance administrative account—state appropriation is provided
14 solely for a customer service scheduling tool, and is subject to the
15 conditions, limitations, and review requirements of section 701 of
16 this act.

17 **Sec. 214.** 2021 c 334 s 214 (uncodified) is amended to read as
18 follows:

19 **FOR THE STATE HEALTH CARE AUTHORITY—HEALTH BENEFIT EXCHANGE**
20 General Fund—State Appropriation (FY 2022). (~~(\$4,831,000)~~)
21 \$4,881,000
22 General Fund—State Appropriation (FY 2023). (~~(\$4,543,000)~~)
23 \$9,547,000
24 General Fund—Federal Appropriation. (~~(\$83,017,000)~~)
25 \$56,532,000
26 Health Benefit Exchange Account—State Appropriation. (~~(\$77,710,000)~~)
27 \$80,860,000
28 State Health Care Affordability Account—State
29 Appropriation. (~~(\$50,000,000)~~)
30 \$55,000,000
31 TOTAL APPROPRIATION. (~~(\$220,101,000)~~)
32 \$206,820,000

33 The appropriations in this section are subject to the following
34 conditions and limitations:

- 35 (1) The receipt and use of medicaid funds provided to the health
36 benefit exchange from the health care authority are subject to
37 compliance with state and federal regulations and policies governing

1 the Washington apple health programs, including timely and proper
2 application, eligibility, and enrollment procedures.

3 (2) (a) By July 15th and January 15th of each year, the authority
4 shall make a payment of one-half the general fund—state
5 appropriation, one-half the health benefit exchange account—state
6 appropriation, and one-half the health care affordability account—
7 state appropriation to the exchange. By July 15, 2021, the authority
8 shall make the payments of the general fund—federal appropriation
9 (CRRSA) and the general fund—federal appropriation (ARPA) to the
10 exchange.

11 (b) The exchange shall monitor actual to projected revenues and
12 make necessary adjustments in expenditures or carrier assessments to
13 ensure expenditures do not exceed actual revenues.

14 (c) Payments made from general fund—state appropriation and
15 health benefit exchange account—state appropriation shall be
16 available for expenditure for no longer than the period of the
17 appropriation from which it was made. When the actual cost of
18 materials and services have been fully determined, and in no event
19 later than the lapsing of the appropriation, any unexpended balance
20 of the payment shall be returned to the authority for credit to the
21 fund or account from which it was made, and under no condition shall
22 expenditures exceed actual revenue.

23 (3) (a) \$146,000 of the general fund—state appropriation for
24 fiscal year 2022 and \$554,000 of the general fund—federal
25 appropriation are provided solely for the exchange, in close
26 consultation with the health and human services enterprise coalition
27 (coalition), to develop a report on the next steps required for
28 information technology solutions for an integrated health and human
29 services eligibility solution. The report must include, but is not
30 limited to a:

31 (i) Technical approach and architecture;

32 (ii) Roadmap and implementation plan for modernizing and
33 integrating the information technology eligibility and enrollment
34 system for including, but not limited to, medicaid, basic food, child
35 care assistance, cash assistance, and other health and human service
36 program benefits, beginning with classic medicaid; and

37 (iii) Discussion of how an integrated health and human services
38 solution would:

39 (A) Comply with federal requirements;

- 1 (B) Maximize efficient use of staff time;
- 2 (C) Support accurate and secure client eligibility information;
- 3 (D) Improve the client enrollment experience; and
- 4 (E) Provide other notable coalition agency impacts.

5 (b) The exchange, in coordination with the coalition, must submit
6 the report to the governor and appropriate committees of the
7 legislature by January 15, 2022.

8 (4) \$1,634,000 of the health benefit exchange account—state
9 appropriation and \$592,000 of the general fund—federal appropriation
10 are provided solely for healthplanfinder enhancement activities.
11 These amounts are subject to the conditions, limitations, and review
12 provided in section 701 of this act.

13 (5) \$1,324,000 of the health benefit exchange account—state
14 appropriation and \$2,740,000 of the general fund—federal
15 appropriation are provided solely for the modernizing
16 healthplanfinder project. These amounts are subject to the
17 conditions, limitations, and review provided in section 701 of this
18 act.

19 (6) \$250,000 of the general fund—federal appropriation (CRRSA)
20 and \$150,000 of the general fund—federal appropriation (ARPA) are
21 provided solely for pass-through funding to one or more lead
22 navigator organizations to promote access to health services through
23 outreach and insurance plan enrollment assistance for employees
24 working in a licensed child care facility.

25 (7) (a) (~~(\$25,171,000)~~) \$1,171,000 of the general fund—federal
26 appropriation (CRRSA) and \$5,095,000 of the general fund—federal
27 appropriation (ARPA) are provided solely for the exchange to
28 implement a health care insurance premium assistance program for
29 employees who work in licensed child care facilities. The general
30 fund—federal appropriation (CRRSA) must be expended by September 30,
31 2022.

32 (b) An individual is eligible for the child care premium
33 assistance program for the remainder of the plan year if the
34 individual:

- 35 (i) Is an employee working in a licensed child care facility;
- 36 (ii) Enrolls in a silver standardized health plan under RCW
37 43.71.095;
- 38 (iii) Prior to January 1, (~~(2023)~~) 2024, has income that is less
39 than 300 percent of the federal poverty level;

1 (iv) Applies for and accepts all federal advance premium tax
2 credits for which he or she may be eligible before receiving any
3 state premium assistance;

4 (v) Is ineligible for minimum essential coverage through
5 medicare, a federal or state medical assistance program administered
6 by the health care authority under chapter 74.09 RCW, or for premium
7 assistance under RCW 43.71A.020; and

8 (vi) Meets other eligibility criteria as established by the
9 exchange.

10 (c) Subject to the availability of amounts provided in this
11 subsection, the exchange shall pay the premium cost for a qualified
12 health plan for an individual who is eligible for the child care
13 premium assistance program under (b) of this subsection.

14 (d) The exchange may disqualify a participant from the program if
15 the participant:

16 (i) No longer meets the eligibility criteria in (b) of this
17 subsection;

18 (ii) Fails, without good cause, to comply with procedural or
19 documentation requirements established by the exchange in accordance
20 with (e) of this subsection;

21 (iii) Fails, without good cause, to notify the exchange of a
22 change of address in a timely manner;

23 (iv) Voluntarily withdraws from the program; or

24 (v) Performs an act, practice, or omission that constitutes
25 fraud, and, as a result, an insurer rescinds the participant's policy
26 for the qualified health plan.

27 (e) The exchange shall establish:

28 (i) Procedural requirements for eligibility and continued
29 participation in any premium assistance program under this section,
30 including participant documentation requirements that are necessary
31 to administer the program; and

32 (ii) Procedural requirements for facilitating payments to and
33 from carriers.

34 (f) The program must be implemented no later than November 1,
35 2021.

36 (g) No later than October 1, 2022, the exchange shall submit a
37 report to the governor and appropriate committees of the legislature
38 on the implementation of the child care premium assistance program
39 including, but not limited to:

1 (i) The number of individuals participating in the program to
2 date; and

3 (ii) The actual costs of the program to date, including agency
4 administrative costs.

5 (8) \$136,000 of the general fund—state appropriation for fiscal
6 year 2022, \$136,000 of the general fund—state appropriation for
7 fiscal year 2023, \$254,000 of the health benefit exchange account—
8 state appropriation, and \$274,000 of the general fund—federal
9 appropriation are provided solely for pass through funding in the
10 annual amount of \$100,000 for the lead navigator organization in the
11 four regions with the highest concentration of COFA citizens to:

12 (a) Support a staff position for someone from the COFA community
13 to provide enrollment assistance to the COFA community beyond the
14 scope of the current COFA program; and

15 (b) Support COFA community led outreach and enrollment activities
16 that help COFA citizens obtain and access health and dental coverage.

17 (9) \$142,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$538,000 of the general fund—federal appropriation are
19 provided solely for the implementation of Substitute Senate Bill No.
20 5068 (postpartum period/medicaid) and section 9812 of the American
21 rescue plan act of 2021.

22 (10) \$8,012,000 of the health benefit exchange account—state
23 appropriation is provided solely to implement Engrossed Second
24 Substitute Senate Bill No. 5377 (standardized health plans). (~~If the~~
25 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
26 ~~subsection shall lapse.~~)

27 (11) \$50,000,000 of the state health care affordability account—
28 state appropriation is provided solely for the exchange to administer
29 a premium assistance program, beginning for plan year 2023, as
30 established in Engrossed Second Substitute Senate Bill No. 5377
31 (standardized health plans), and this is the maximum amount the
32 exchange may expend for this purpose. An individual is eligible for
33 the premium assistance provided if the individual: (a) Has income up
34 to 250 percent of the federal poverty level; and (b) meets other
35 eligibility criteria as established in section 1(4)(a) of Engrossed
36 Second Substitute Senate Bill No. 5377 (standardized health plans).

37 (12)(a) Within amounts appropriated in this section, the
38 exchange, in close consultation with the authority and the office of
39 the insurance commissioner, shall explore opportunities to facilitate

1 enrollment of Washington residents who do not qualify for non-
2 emergency medicaid or federal affordability programs in a state-
3 funded program no later than plan year 2024.

4 (b) If an opportunity to apply to the secretary of health and
5 human services under 42 U.S.C. Sec. 18052 for a waiver is identified
6 or other federal flexibilities are available, the exchange, in
7 collaboration with the office of the insurance commissioner and the
8 authority may develop an application to be submitted by the
9 authority. If an application is submitted, the authority must notify
10 the chairs and ranking minority members of the appropriate policy and
11 fiscal committees of the legislature.

12 (c) Any application submitted under this subsection must meet all
13 federal public notice and comment requirements under 42 U.S.C. Sec.
14 18052(a)(4)(B), including public hearings to ensure a meaningful
15 level of public input.

16 (d) \$50,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$2,891,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for system updates and community
19 led engagement activities necessary to implement the waiver and is
20 subject to the conditions, limitations, and review provided in
21 section 701 of this act.

22 (13) \$733,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for system upgrades necessary for the
24 anticipated expansion of medicaid equivalent health care coverage to
25 uninsured adults with income up to 138 percent of the federal poverty
26 level regardless of immigration status in collaboration with the
27 health care authority and is subject to the conditions, limitations,
28 and review provided in section 701 of this act.

29 (14) \$20,000 of the general fund—state appropriation for fiscal
30 year 2023 is provided solely for the exchange, in collaboration with
31 the state board of community and technical colleges, the student
32 achievement council, and the council of presidents, to provide
33 educational resources and ongoing assister training to support the
34 operations of a pilot program to help connect students, including
35 those enrolled in state registered apprenticeship programs, with
36 health care coverage.

37 (15) \$1,000,000 of the general fund—state appropriation for
38 fiscal year 2023 is provided solely for one-time activities to
39 promote continuous coverage for individuals losing coverage through

1 Washington apple health at the end of the COVID-19 public health
2 emergency.

3 (16) \$5,000,000 of the health care affordability account—state
4 appropriation is provided solely to provide premium assistance for
5 customers ineligible for federal premium tax credits who meet the
6 eligibility criteria established in subsection (11)(a) of this
7 section, and is contingent upon approval of the applicable waiver
8 described in subsection (12)(b) of this section.

9 (17) \$150,000 of the health benefit exchange account—state
10 appropriation is provided solely for the exchange to fulfill the
11 cascade care legislative reporting requirements in chapter 246, Laws
12 of 2021.

13 **Sec. 215.** 2021 c 334 s 215 (uncodified) is amended to read as
14 follows:

15 **FOR THE STATE HEALTH CARE AUTHORITY—COMMUNITY BEHAVIORAL HEALTH**
16 **PROGRAM**

17	General Fund—State Appropriation (FY 2022).	((\$667,948,000))
18		<u>\$688,097,000</u>
19	General Fund—State Appropriation (FY 2023).	((\$733,456,000))
20		<u>\$986,109,000</u>
21	General Fund—Federal Appropriation.	((\$2,593,457,000))
22		<u>\$2,883,082,000</u>
23	General Fund—Private/Local Appropriation.	((\$37,325,000))
24		<u>\$37,676,000</u>
25	Criminal Justice Treatment Account—State	
26	Appropriation.	\$21,988,000
27	Problem Gambling Account—State Appropriation.	((\$1,963,000))
28		<u>\$2,113,000</u>
29	Dedicated Marijuana Account—State Appropriation	
30	(FY 2022).	\$28,493,000
31	Dedicated Marijuana Account—State Appropriation	
32	(FY 2023).	((\$28,493,000))
33		<u>\$28,543,000</u>
34	Coronavirus State Fiscal Recovery Fund—Federal	
35	Appropriation.	\$31,000,000
36	TOTAL APPROPRIATION.	((\$4,144,123,000))
37		<u>\$4,707,101,000</u>

1 The appropriations in this section are subject to the following
2 conditions and limitations:

3 (1) For the purposes of this section, "behavioral health
4 entities" means managed care organizations and behavioral health
5 administrative services organizations that reimburse providers for
6 behavioral health services.

7 (2) Within the amounts appropriated in this section, funding is
8 provided for implementation of the settlement agreement under
9 *Trueblood, et al. v. Department of Social and Health Services, et*
10 *al.*, United States District Court for the Western District of
11 Washington, Cause No. 14-cv-01178-MJP. In addition to amounts
12 provided solely for implementation of the settlement agreement, class
13 members must have access to supports and services funded throughout
14 this section for which they meet eligibility and medical necessity
15 requirements. The authority must include language in contracts that
16 requires regional behavioral health entities to develop and implement
17 plans for improving access to timely and appropriate treatment for
18 individuals with behavioral health needs and current or prior
19 criminal justice involvement who are eligible for services under
20 these contracts.

21 (3) \$22,643,000 of the general fund—state appropriation for
22 fiscal year 2022, \$27,143,000 of the general fund—state appropriation
23 for fiscal year 2023, and \$9,073,000 of the general fund—federal
24 appropriation are provided solely to continue the phase-in of the
25 settlement agreement under *Trueblood, et al. v. Department of Social*
26 *and Health Services, et al.*, United States District Court for the
27 Western District of Washington, Cause No. 14-cv-01178-MJP. The
28 authority, in collaboration with the department of social and health
29 services and the criminal justice training commission, must implement
30 the provisions of the settlement agreement pursuant to the timeline
31 and implementation plan provided for under the settlement agreement.
32 This includes implementing provisions related to competency
33 evaluations, competency restoration, crisis diversion and supports,
34 education and training, and workforce development.

35 (4) \$9,031,000 of the general fund—state appropriation for fiscal
36 year 2023 and \$219,000 of the general fund—federal appropriation are
37 provided solely to continue the diversion grant programs funded
38 through contempt fines pursuant to *Trueblood, et al. v. Department of*
39 *Social and Health Services, et al.*, United States District Court for

1 the Western District of Washington, Cause No. 14-cv-01178-MJP, to
2 provide assessments, mental health services, substance abuse
3 treatment, case management, employment, and social services.

4 (5) ((~~\$10,424,000~~)) \$12,926,000 of the general fund—state
5 appropriation for fiscal year 2022, ((~~\$10,424,000~~)) \$12,926,000 of
6 the general fund—state appropriation for fiscal year 2023, and
7 \$23,444,000 of the general fund—federal appropriation are provided
8 solely for the authority and behavioral health entities to continue
9 to contract for implementation of high-intensity programs for
10 assertive community treatment (PACT) teams. In determining the
11 proportion of medicaid and nonmedicaid funding provided to behavioral
12 health entities with PACT teams, the authority shall consider the
13 differences between behavioral health entities in the percentages of
14 services and other costs associated with the teams that are not
15 reimbursable under medicaid. The authority may allow behavioral
16 health entities which have nonmedicaid reimbursable costs that are
17 higher than the nonmedicaid allocation they receive under this
18 section to supplement these funds with local dollars or funds
19 received under subsection ((~~(6)~~)) (7) of this section. The authority
20 and behavioral health entities shall maintain consistency with all
21 essential elements of the PACT evidence-based practice model in
22 programs funded under this section.

23 ((~~(5)~~)) (6) \$3,520,000 of the general fund—federal appropriation
24 is provided solely for the authority to maintain a pilot project to
25 incorporate peer bridging staff into behavioral health regional teams
26 that provide transitional services to individuals returning to their
27 communities.

28 ((~~(6)~~—\$95,066,000)) (7) \$95,822,000 of the general fund—state
29 appropriation for fiscal year 2022 and ((~~\$95,066,000~~)) \$96,633,000 of
30 the general fund—state appropriation for fiscal year 2023 are
31 provided solely for persons and services not covered by the medicaid
32 program. To the extent possible, levels of behavioral health entity
33 spending must be maintained in the following priority order: Crisis
34 and commitment services; community inpatient services; and
35 residential care services, including personal care and emergency
36 housing assistance. These amounts must be distributed to behavioral
37 health entities as follows:

38 (a) \$72,275,000 of the general fund—state appropriation for
39 fiscal year 2022 and \$72,275,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for the
2 authority to contract with behavioral health administrative service
3 organizations for behavioral health treatment services not covered
4 under the medicaid program. Within these amounts, behavioral health
5 administrative service organizations must provide a two percent rate
6 increase to providers receiving state funds for nonmedicaid services
7 under this section effective July 1, 2021.

8 (b) (~~(\$22,791,000)~~) \$23,547,000 of the general fund—state
9 appropriation for fiscal year 2022 and (~~(\$22,791,000)~~) \$24,358,000 of
10 the general fund—state appropriation for fiscal year 2023 are
11 provided solely for the authority to contract with medicaid managed
12 care organizations for wraparound services to medicaid enrolled
13 individuals that are not covered under the medicaid program and for
14 the state share of costs for exceptional medicaid behavioral health
15 personal care services. Within the amounts provided in this
16 subsection:

17 (i) Medicaid managed care organizations must provide a two
18 percent rate increase to providers receiving state funding for
19 nonmedicaid services under this section effective July 1, 2021.

20 (ii) The authority shall assure that managed care organizations
21 reimburse the department of social and health services aging and long
22 term support administration for the general fund—state cost of
23 exceptional behavioral health personal care services for medicaid
24 enrolled individuals who require these because of a psychiatric
25 disability. Funding for the federal share of these services is
26 separately appropriated to the department of social and health
27 services.

28 (c) The authority shall coordinate with the department of social
29 and health services to develop and submit to the centers for medicare
30 and medicaid services an application to provide a 1915(i) state plan
31 home and community-based services benefit. The application shall be
32 developed to allow for the delivery of wraparound supportive
33 behavioral health services for individuals with mental illnesses who
34 also have a personal care need. The waiver shall be developed to
35 standardize coverage and administration, improve the current benefit
36 design, and clarify roles in administration of the behavioral health
37 personal care services benefit. By December 1, 2021, the authority,
38 in coordination with the department of social and health services,
39 must submit a report to the office of financial management and the

1 appropriate committees of the legislature which provides the
2 following:

3 (i) A description of the new benefit design developed for the
4 waiver, including a description of the services to be provided and
5 the responsibility for payment under the waiver;

6 (ii) Estimates of the number of individuals to be served annually
7 under the new waiver and the estimated state and federal fiscal costs
8 for the managed care organizations and the department of social and
9 health services;

10 (iii) A comparison estimate of the number of individuals to
11 receive behavioral health personal care services annually under the
12 current benefit structure and the estimated state and federal fiscal
13 costs for the managed care organizations and the department of social
14 and health services; and

15 (iv) A status update on the development and submission of the
16 waiver with an estimated timeline for approval and implementation of
17 the new wraparound services benefit.

18 ~~((7))~~ (8) The authority is authorized to continue to contract
19 directly, rather than through contracts with behavioral health
20 entities for children's long-term inpatient facility services.

21 ~~((8))~~ (9) \$1,204,000 of the general fund—state appropriation
22 for fiscal year 2022 and \$1,204,000 of the general fund—state
23 appropriation for fiscal year 2023 are provided solely to reimburse
24 Pierce and Spokane counties for the cost of conducting one hundred
25 eighty-day commitment hearings at the state psychiatric hospitals.

26 ~~((9))~~ (10) Behavioral health entities may use local funds to
27 earn additional federal medicaid match, provided the locally matched
28 rate does not exceed the upper-bound of their federally allowable
29 rate range, and provided that the enhanced funding is used only to
30 provide medicaid state plan or waiver services to medicaid clients.
31 Additionally, behavioral health entities may use a portion of the
32 state funds allocated in accordance with subsection ~~((6))~~ (7) of
33 this section to earn additional medicaid match, but only to the
34 extent that the application of such funds to medicaid services does
35 not diminish the level of crisis and commitment, community inpatient,
36 residential care, and outpatient services presently available to
37 persons not eligible for medicaid.

38 ~~((10))~~ (11) \$2,291,000 of the general fund—state appropriation
39 for fiscal year 2022 and \$2,291,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for mental
2 health services for mentally ill offenders while confined in a county
3 or city jail and for facilitating access to programs that offer
4 mental health services upon release from confinement. The authority
5 must collect information from the behavioral health entities on their
6 plan for using these funds, the numbers of individuals served, and
7 the types of services provided and submit a report to the office of
8 financial management and the appropriate fiscal committees of the
9 legislature by December 1st of each year of the biennium.

10 ~~((11))~~ (12) Within the amounts appropriated in this section,
11 funding is provided for the authority to develop and phase in
12 intensive mental health services for high needs youth consistent with
13 the settlement agreement in *T.R. v. Dreyfus and Porter*.

14 ~~((12))~~ (13) The authority must establish minimum and maximum
15 funding levels for all reserves allowed under behavioral health
16 administrative service organization contracts and include contract
17 language that clearly states the requirements and limitations. The
18 authority must monitor and ensure that behavioral health
19 administrative service organization reserves do not exceed maximum
20 levels. The authority must monitor revenue and expenditure reports
21 and must require a behavioral health administrative service
22 organization to submit a corrective action plan on how it will spend
23 its excess reserves within a reasonable period of time, when its
24 reported reserves exceed maximum levels established under the
25 contract. The authority must review and approve such plans and
26 monitor to ensure compliance. If the authority determines that a
27 behavioral health administrative service organization has failed to
28 provide an adequate excess reserve corrective action plan or is not
29 complying with an approved plan, the authority must reduce payments
30 to the entity in accordance with remedial actions provisions included
31 in the contract. These reductions in payments must continue until the
32 authority determines that the entity has come into substantial
33 compliance with an approved excess reserve corrective action plan.

34 ~~((13))~~ (14) During the 2021-2023 fiscal biennium, any amounts
35 provided in this section that are used for case management services
36 for pregnant and parenting women must be contracted directly between
37 the authority and pregnant and parenting women case management
38 providers.

39 ~~((14))~~ (15) Within the amounts appropriated in this section,
40 the authority may contract with the University of Washington and

1 community-based providers for the provision of the parent-child
2 assistance program or other specialized chemical dependency case
3 management providers for pregnant, post-partum, and parenting women.
4 For all contractors: (a) Service and other outcome data must be
5 provided to the authority by request; and (b) indirect charges for
6 administering the program must not exceed ten percent of the total
7 contract amount.

8 ~~((15))~~ (16) \$3,500,000 of the general fund—federal
9 appropriation is provided solely for the continued funding of
10 existing county drug and alcohol use prevention programs.

11 ~~((16))~~ (17) Within the amounts provided in this section,
12 behavioral health entities must provide outpatient chemical
13 dependency treatment for offenders enrolled in the medicaid program
14 who are supervised by the department of corrections pursuant to a
15 term of community supervision. Contracts with behavioral health
16 entities must require that behavioral health entities include in
17 their provider network specialized expertise in the provision of
18 manualized, evidence-based chemical dependency treatment services for
19 offenders. The department of corrections and the authority must
20 develop a memorandum of understanding for department of corrections
21 offenders on active supervision who are medicaid eligible and meet
22 medical necessity for outpatient substance use disorder treatment.
23 The agreement will ensure that treatment services provided are
24 coordinated, do not result in duplication of services, and maintain
25 access and quality of care for the individuals being served. The
26 authority must provide all necessary data, access, and reports to the
27 department of corrections for all department of corrections offenders
28 that receive medicaid paid services.

29 ~~((17))~~ (18) The criminal justice treatment account—state
30 appropriation is provided solely for treatment and treatment support
31 services for offenders with a substance use disorder pursuant to RCW
32 71.24.580. The authority must offer counties the option to administer
33 their share of the distributions provided for under RCW
34 71.24.580(5)(a). If a county is not interested in administering the
35 funds, the authority shall contract with behavioral health entities
36 to administer these funds consistent with the plans approved by local
37 panels pursuant to RCW 71.24.580(5)(b). Funding from the criminal
38 justice treatment account may be used to provide treatment and
39 support services through the conclusion of an individual's treatment
40 plan to individuals participating in a drug court program as of

1 February 24, 2021, if that individual wishes to continue treatment
2 following dismissal of charges they were facing under RCW
3 69.50.4013(1). Such participation is voluntary and contingent upon
4 substantial compliance with drug court program requirements. The
5 authority must provide a report to the office of financial management
6 and the appropriate committees of the legislature which identifies
7 the distribution of criminal justice treatment account funds by
8 September 30, 2021.

9 ~~((18))~~ (19) \$6,858,000 of the general fund—state appropriation
10 for fiscal year 2022, \$6,858,000 of the general fund—state
11 appropriation for fiscal year 2023, and \$8,046,000 of the general
12 fund—federal appropriation are provided solely to maintain crisis
13 triage or stabilization centers that were originally funded in the
14 2017-2019 fiscal biennium. Services in these facilities may include
15 crisis stabilization and intervention, individual counseling, peer
16 support, medication management, education, and referral assistance.
17 The authority shall monitor each center's effectiveness at lowering
18 the rate of state psychiatric hospital admissions.

19 ~~((19))~~ (20) \$9,795,000 of the general fund—state appropriation
20 for fiscal year 2022, \$10,015,000 of the general fund—state
21 appropriation for fiscal year 2023, and \$15,025,000 of the general
22 fund—federal appropriation are provided solely for the operation of
23 secure withdrawal management and stabilization facilities. The
24 authority may not use any of these amounts for services in facilities
25 that are subject to federal funding restrictions that apply to
26 institutions for mental diseases, unless they have received a waiver
27 that allows for full federal participation in these facilities.
28 Within these amounts, funding is provided to increase the fee for
29 service rate for these facilities up to \$650 per day. The authority
30 must require in contracts with behavioral health entities that,
31 beginning in calendar year 2020, they pay no lower than the fee for
32 service rate. The authority must coordinate with regional behavioral
33 health entities to identify and implement purchasing strategies or
34 regulatory changes that increase access to services for individuals
35 with complex behavioral health needs at secure withdrawal management
36 and stabilization facilities.

37 ~~((20))~~ (21) \$23,090,000 of the general fund—state appropriation
38 for fiscal year 2022, \$23,090,000 of the general fund—state
39 appropriation for fiscal year 2023, and \$92,444,000 of the general

1 fund—federal appropriation are provided solely to maintain the
2 enhancement of community-based behavioral health services that was
3 initially funded in fiscal year 2019. Twenty percent of the general
4 fund—state appropriation amounts for each regional service area must
5 be contracted to the behavioral health administrative services
6 organizations and used to increase their nonmedicaid funding
7 allocations and the remainder must be provided to the medicaid
8 managed care organizations providing apple health integrated managed
9 care. The medicaid funding is intended to maintain increased rates
10 for behavioral health services provided by licensed and certified
11 community behavioral health agencies as defined by the department of
12 health. For the behavioral health administrative services
13 organizations, this funding must be allocated to each region based
14 upon the population of the region. For managed care organizations,
15 this funding must be provided through the behavioral health portion
16 of the medicaid integrated managed care capitation rates. The
17 authority must require the managed care organizations to provide a
18 report that details the methodology the managed care organization
19 used to distribute this funding to their contracted behavioral health
20 providers. The report submitted by behavioral health administrative
21 service organizations and managed care organizations must identify
22 mechanisms employed to disperse the funding as well as estimated
23 impacts to behavioral health providers in the community. The
24 authority must submit a report to the legislature by December 1st of
25 each year of the biennium, summarizing the information regarding the
26 distribution of the funding provided under this subsection.

27 ~~((21))~~ (22) \$1,401,000 of the general fund—state appropriation
28 for fiscal year 2022, \$1,401,000 of the general fund—state
29 appropriation for fiscal year 2023, and \$3,210,000 of the general
30 fund—federal appropriation are provided solely for the implementation
31 of intensive behavioral health treatment facilities within the
32 community behavioral health service system pursuant to chapter 324,
33 Laws of 2019 (2SHB 1394).

34 ~~((22))~~ (23) (a) \$12,878,000 of the dedicated marijuana account—
35 state appropriation for fiscal year 2022 and \$12,878,000 of the
36 dedicated marijuana account—state appropriation for fiscal year 2023
37 are provided for:

1 (i) A memorandum of understanding with the department of
2 children, youth, and families to provide substance abuse treatment
3 programs;

4 (ii) A contract with the Washington state institute for public
5 policy to conduct a cost-benefit evaluation of the implementations of
6 chapter 3, Laws of 2013 (Initiative Measure No. 502);

7 (iii) Designing and administering the Washington state healthy
8 youth survey and the Washington state young adult behavioral health
9 survey;

10 (iv) Maintaining increased services to pregnant and parenting
11 women provided through the parent child assistance program;

12 (v) Grants to the office of the superintendent of public
13 instruction for life skills training to children and youth;

14 (vi) Maintaining increased prevention and treatment service
15 provided by tribes and federally recognized American Indian
16 organization to children and youth;

17 (vii) Maintaining increased residential treatment services for
18 children and youth;

19 (viii) Training and technical assistance for the implementation
20 of evidence-based, research based, and promising programs which
21 prevent or reduce substance use disorder;

22 (ix) Expenditures into the home visiting services account; and

23 (x) Grants to community-based programs that provide prevention
24 services or activities to youth.

25 (b) The authority must allocate the amounts provided in (a) of
26 this subsection amongst the specific activities proportionate to the
27 fiscal year 2021 allocation.

28 (~~((+23))~~) (24) (a) \$1,125,000 of the general fund—state
29 appropriation for fiscal year 2022 and \$1,125,000 of the general fund
30 —state appropriation for fiscal year 2023 is provided solely for
31 Spokane behavioral health entities to implement services to reduce
32 utilization and the census at eastern state hospital. Such services
33 must include:

34 (i) High intensity treatment team for persons who are high
35 utilizers of psychiatric inpatient services, including those with co-
36 occurring disorders and other special needs;

37 (ii) Crisis outreach and diversion services to stabilize in the
38 community individuals in crisis who are at risk of requiring
39 inpatient care or jail services;

1 (iii) Mental health services provided in nursing facilities to
2 individuals with dementia, and consultation to facility staff
3 treating those individuals; and

4 (iv) Services at the sixteen-bed evaluation and treatment
5 facility.

6 (b) At least annually, the Spokane county behavioral health
7 entities shall assess the effectiveness of these services in reducing
8 utilization at eastern state hospital, identify services that are not
9 optimally effective, and modify those services to improve their
10 effectiveness.

11 ~~((+24))~~ (25) \$1,850,000 of the general fund—state appropriation
12 for fiscal year 2022, \$1,850,000 of the general fund—state
13 appropriation for fiscal year 2023, and \$13,312,000 of the general
14 fund—federal appropriation are provided solely for substance use
15 disorder peer support services included in behavioral health
16 capitation rates in accordance with section 213(5)(ss), chapter 299,
17 Laws of 2018. The authority shall require managed care organizations
18 to provide access to peer support services for individuals with
19 substance use disorders transitioning from emergency departments,
20 inpatient facilities, or receiving treatment as part of hub and spoke
21 networks.

22 ~~((+25))~~ (26) \$1,256,000 of the general fund—state appropriation
23 for fiscal year 2022, \$1,256,000 of the general fund—state
24 appropriation for fiscal year 2023, and \$2,942,000 of the general
25 fund—federal appropriation are provided solely for the authority to
26 maintain an increase in the number of residential beds for pregnant
27 and parenting women originally funded in the 2019-2021 fiscal
28 biennium.

29 ~~((+26))~~ (27) \$1,423,000 of the general fund—state appropriation
30 for fiscal year 2022, \$1,423,000 of the general fund—state
31 appropriation for fiscal year 2023, and \$5,908,000 of the general
32 fund—federal appropriation are provided solely for the authority to
33 continue to implement discharge wraparound services for individuals
34 with complex behavioral health conditions transitioning or being
35 diverted from admission to psychiatric inpatient programs. The
36 authority must coordinate with the department of social and health
37 services in establishing the standards for these programs.

38 ~~((+27))~~ (28) \$350,000 of the general fund—federal appropriation
39 is provided solely to contract with a nationally recognized recovery

1 residence organization and to provide technical assistance to
2 operators of recovery residences seeking certification in accordance
3 with chapter 264, Laws of 2019 (2SHB 1528).

4 ~~((28))~~ (29) \$500,000 of the general fund—state appropriation
5 for fiscal year 2022, \$500,000 of the general fund—state
6 appropriation for fiscal year 2023, and \$1,000,000 of the general
7 fund—federal appropriation are provided solely for the authority to
8 maintain a memorandum of understanding with the criminal justice
9 training commission to provide funding for community grants pursuant
10 to chapter 378, Laws of 2019 (2SHB 1767).

11 ~~((29))~~ (30) \$3,396,000 of the general fund—state appropriation
12 for fiscal year 2022, \$3,396,000 of the general fund—state
13 appropriation for fiscal year 2023, and \$16,200,000 of the general
14 fund—federal appropriation are provided solely for support of and to
15 continue to increase clubhouse ~~((facilities))~~ programs across the
16 state. The authority shall work with the centers for medicare and
17 medicaid services to review opportunities to include clubhouse
18 services as an optional "in lieu of" service in managed care
19 organization contracts in order to maximize federal participation.
20 The authority must provide a report to the office of financial
21 management and the appropriate committees of the legislature on the
22 status of efforts to implement clubhouse programs and receive federal
23 approval for including these services in managed care organization
24 contracts as an optional "in lieu of" service by December 1, 2022.

25 ~~((30))~~ (31) \$947,000 of the general fund—state appropriation
26 for fiscal year 2022, \$947,000 of the general fund—state
27 appropriation for fiscal year 2023, and \$1,896,000 of the general
28 fund—federal appropriation are provided solely for the authority to
29 implement a statewide plan to implement evidence-based coordinated
30 specialty care programs that provide early identification and
31 intervention for psychosis in behavioral health agencies in
32 accordance with chapter 360, Laws of 2019 (2SSB 5903).

33 ~~((31))~~ (32) \$708,000 of the general fund—state appropriation
34 for fiscal year 2022, \$708,000 of the general fund—state
35 appropriation for fiscal year 2023, and \$1,598,000 of the general
36 fund—federal appropriation are provided solely for implementing
37 mental health peer respite centers and a pilot project to implement a
38 mental health drop-in center in accordance with chapter 324, Laws of
39 2019 (2SHB 1394).

1 ~~((32))~~ (33) \$800,000 of the general fund—state appropriation
2 for fiscal year 2022, \$800,000 of the general fund—state
3 appropriation for fiscal year 2023, and \$1,452,000 of the general
4 fund—federal appropriation are provided solely for the authority to
5 implement the recommendations of the state action alliance for
6 suicide prevention, to include suicide assessments, treatment, and
7 grant management.

8 ~~((33))~~ (34) \$446,000 of the general fund—state appropriation
9 for fiscal year 2022, \$446,000 of the general fund—state
10 appropriation for fiscal year 2023, and \$178,000 of the general fund—
11 federal appropriation are provided solely for the University of
12 Washington's evidence-based practice institute which supports the
13 identification, evaluation, and implementation of evidence-based or
14 promising practices. The institute must work with the authority to
15 develop a plan to seek private, federal, or other grant funding in
16 order to reduce the need for state general funds. The authority must
17 collect information from the institute on the use of these funds and
18 submit a report to the office of financial management and the
19 appropriate fiscal committees of the legislature by December 1st of
20 each year of the biennium.

21 ~~((34))~~ (35) As an element of contractual network adequacy
22 requirements and reporting, the authority shall direct managed care
23 organizations to make all reasonable efforts to develop or maintain
24 contracts with provider networks that leverage local, federal, or
25 philanthropic funding to enhance effectiveness of medicaid-funded
26 integrated care services. These networks must promote medicaid
27 clients' access to a system of services that addresses additional
28 social support services and social determinants of health as defined
29 in RCW 43.20.025 in a manner that is integrated with the delivery of
30 behavioral health and medical treatment services.

31 ~~((35))~~ (36) \$500,000 of the problem gambling account—state
32 appropriation is provided solely for the authority to contract for a
33 problem gambling adult prevalence study. The prevalence study must
34 review both statewide and regional results about beliefs and
35 attitudes toward gambling, gambling behavior and preferences, and
36 awareness of treatment services. The study should also estimate the
37 level of risk for problem gambling and examine correlations with
38 broader behavioral and mental health measures. The health care

1 authority shall submit results of the prevalence study to the problem
2 gambling task force and the legislature by June 30, 2022.

3 ~~((36))~~ (37) \$9,000,000 of the criminal justice treatment
4 account—state appropriation is provided solely for the authority to
5 maintain funding for new therapeutic courts created or expanded
6 during fiscal year 2021, or to maintain the fiscal year 2021
7 expansion of services being provided to an already existing
8 therapeutic court that engages in evidence-based practices, to
9 include medication assisted treatment in jail settings pursuant to
10 RCW 71.24.580. Funding provided under this subsection shall not
11 supplant existing funds utilized for this purpose.

12 ~~((37))~~ (38) In establishing, re-basing, enhancing, or otherwise
13 updating medicaid rates for behavioral health services, the authority
14 and contracted actuaries shall use a transparent process that
15 provides an opportunity for medicaid managed care organizations,
16 behavioral health administrative service organizations, and
17 behavioral health provider agencies, and their representatives, to
18 review and provide data and feedback on proposed rate changes within
19 their region or regions of service operation. The authority and
20 contracted actuaries shall transparently incorporate the information
21 gained from this process and make adjustments allowable under federal
22 law when appropriate.

23 ~~((38))~~ (39) The authority shall seek input from representatives
24 of the managed care organizations (MCOs), licensed community
25 behavioral health agencies, and behavioral health administrative
26 service organizations to develop ~~((the format of a report which
27 addresses revenues and expenditures for the community behavioral
28 health programs. The report shall include, but not be limited to: (a)
29 Revenues and expenditures for community behavioral health programs,
30 including medicaid and nonmedicaid funding; (b) access to services,
31 service denials, and utilization by state plan modality; (c) claims
32 denials and record of timely payment to providers; (d) client
33 demographics; and (e) social and recovery measures and managed care
34 organization performance measures. The)) specific metrics related to
35 behavioral health outcomes under integrated managed care. These
36 metrics must include, but are not limited to, social and recovery
37 measures, managed care performance measures, access to services, and
38 claims denials. The authority must work with managed care
39 organizations and behavioral health administrative service
40 organizations to integrate these metrics into an annual reporting~~

1 structure designed to evaluate the performance of the behavioral
2 health system in the state over time. The authority must submit a
3 report by December 30, 2022, outlining the specific metrics
4 implemented. Thereafter, the authority shall submit ((the)) a report
5 for the preceding calendar year to the governor and appropriate
6 committees of the legislature on or before ((July 1st)) December 30th
7 of each year detailing the implemented metrics and relevant
8 performance outcomes for the prior calendar year.

9 ((~~39~~)) (40) \$3,377,000 of the general fund—state appropriation
10 for fiscal year 2022 and ((~~\$5,177,000~~)) \$8,367,000 of the general
11 fund—state appropriation for fiscal year 2023 are provided solely for
12 the authority to implement ((~~two~~)) pilot programs for intensive
13 outpatient services and partial hospitalization services for certain
14 children and adolescents.

15 (a) The effective date of the pilot sites is January 1, 2021.

16 (b) The two pilots must be contracted with a hospital that
17 provides psychiatric inpatient services to children and adolescents
18 in a city with the largest population east of the crest of the
19 Cascade mountains and a hospital that provides psychiatric inpatient
20 services to children and adolescents in a city with the largest
21 population west of the crest of the Cascade mountains.

22 (c) The authority must establish minimum standards, eligibility
23 criteria, authorization and utilization review processes, and payment
24 methodologies for the pilot programs in contract.

25 (d) Eligibility for the pilot sites is limited pursuant to the
26 following:

27 (i) Children and adolescents discharged from an inpatient
28 hospital treatment program who require the level of services offered
29 by the pilot programs in lieu of continued inpatient treatment;

30 (ii) Children and adolescents who require the level of services
31 offered by the pilot programs in order to avoid inpatient
32 hospitalization; and

33 (iii) Services may not be offered if there are less costly
34 alternative community based services that can effectively meet the
35 needs of an individual referred to the program.

36 (e) The authority must collect data on the pilot sites and work
37 with the actuaries responsible for establishing managed care rates
38 for medicaid enrollees to develop and submit a report to the office
39 of financial management and the appropriate committees of the
40 legislature. A preliminary report must be submitted by December 1,

1 2021, and a final report must be submitted by December 1, 2022. The
2 reports must include the following information:

3 (i) A narrative description of the services provided at each
4 pilot site and identification of any specific gaps the sites were
5 able to fill in the current continuum of care;

6 (ii) Clinical outcomes and estimated reductions in psychiatric
7 inpatient costs associated with each of the pilot sites;

8 (iii) Recommendations for whether either or both of the pilot
9 models should be expanded statewide; whether modifications should be
10 made to the models to better address gaps in the continuum identified
11 through the pilot sites, whether the models could be expanded to
12 community behavioral health providers, and whether statewide
13 implementation should be achieved through a state plan amendment or
14 some other mechanism for leveraging federal medicaid match; and

15 (iv) Actuarial projections on the statewide need for services
16 related to the pilot sites and estimated costs of adding each of the
17 services to the medicaid behavioral health benefit for children and
18 adolescents and adults.

19 (f) Of the amounts provided in this subsection, \$2,850,000 of the
20 general fund—state appropriation for fiscal year 2023 is provided
21 solely to expand the number of pilot sites to a third location. The
22 criteria in (c) and (d) of this subsection shall also apply to this
23 pilot site. Data from this pilot site must be incorporated into the
24 final report required in (e) of this subsection.

25 ~~((40))~~ (41) (a) \$100,000 of the general fund—federal
26 appropriation is provided solely for the authority to convene a task
27 force to examine impacts and changes proposed to the use of criminal
28 background checks in employment in behavioral health settings, with
29 the goal of reducing barriers to developing and retaining a robust
30 behavioral health workforce, while maintaining patient safety
31 measures. The task force membership must include representatives
32 from:

33 (i) The office of the attorney general;

34 (ii) The department of health;

35 (iii) The department of social and health services;

36 (iv) The office of the governor; and

37 (v) Others appointed by the authority, including behavioral
38 health employers and those with lived experience.

1 (b) The task force shall consider any relevant information and
2 recommendations made available by the work group created under
3 Substitute House Bill No. 1411 (health care workforce).

4 (c) By December 1, 2021, the authority must submit a report of
5 the task force's recommendations to the governor and the appropriate
6 committees of the legislature.

7 (~~(41)~~) (42) \$6,042,000 of the general fund—state appropriation
8 for fiscal year 2022, \$561,000 of the general fund—state
9 appropriation for fiscal year 2023, and \$35,415,000 of the general
10 fund—federal appropriation (CRSSA) are provided solely to promote the
11 recovery of individuals with substance use disorders through
12 expansion of substance use disorder services. The authority shall
13 implement this funding to promote integrated, whole-person care to
14 individuals with opioid use disorders, stimulant use disorders, and
15 other substance use disorders. The authority shall use this funding
16 to support evidence-based and promising practices as follows:

17 (a) \$11,170,000 of the general fund—federal appropriation (CRSSA)
18 is provided solely for treatment services to low-income individuals
19 with substance use disorders who are not eligible for services under
20 the medicaid program and for treatment services that are not covered
21 under the medicaid program. A minimum of \$9,070,000 of this amount
22 must be contracted through behavioral health administrative services
23 organizations. The amounts in this subsection may be used for
24 services including, but not limited to, outpatient treatment,
25 residential treatment, mobile opioid use disorder treatment programs,
26 law enforcement assisted diversion programs, contingency management
27 interventions, modified assertive community treatment, trauma
28 informed care, crisis respite, and for reimbursement of one-time
29 start-up operating costs for opening new beds in withdrawal
30 management treatment programs.

31 (b) \$2,407,000 of the general fund state—appropriation for fiscal
32 year 2022, \$561,000 of the general fund—state appropriation for
33 fiscal year 2023, and \$3,245,000 of the general fund—federal
34 appropriation (CRSSA) are provided solely for outreach programs that
35 link individuals with substance use disorders to treatment options to
36 include medication for opioid use disorder. The authority must
37 contract for these services with programs that use interdisciplinary
38 teams, which include peer specialists, to engage and facilitate
39 linkage to treatment for individuals in community settings such as

1 homeless encampments, shelters, emergency rooms, harm reduction
2 programs, churches, community service offices, food banks, libraries,
3 legal offices, and other settings where individuals with substance
4 use disorders may be engaged. The services must be coordinated with
5 emergency housing assistance and other services administered by the
6 authority to promote access to a full continuum of treatment and
7 recovery support options.

8 (c) \$1,535,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$10,417,000 of the general fund—federal appropriation
10 (CRSSA) are provided solely for substance use disorder recovery
11 support services not covered by the medicaid program including, but
12 not limited to, emergency housing, recovery housing vouchers,
13 supported employment, skills training, peer support, peer drop-in
14 centers, and other community supports.

15 (d) \$1,100,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$1,750,000 of the general fund—federal appropriation
17 (CRSSA) are provided solely for efforts to support the recovery of
18 American Indians and Alaska natives with substance use disorders.
19 This funding may be used for grants to urban Indian organizations,
20 tribal opioid prevention media campaigns, and support for government
21 to government communication, planning, and implementation of opioid
22 use disorder related projects.

23 (e) \$1,000,000 of the general fund—state appropriation for fiscal
24 year 2022 is provided solely for a public awareness campaign to
25 educate youth and young adults with opioid use disorders about harm
26 reduction, secondary prevention, overdose awareness, fentanyl, and
27 naloxone.

28 (f) \$7,083,000 of the general fund—federal appropriation (CRSSA)
29 is provided solely for community services grants that support the
30 implementation and evaluation of substance use disorder prevention
31 services.

32 (g) Up to \$1,750,000 of the general fund—federal appropriation
33 (CRSSA) may be used for the authority's administrative costs
34 associated with services funded in this subsection (~~((41))~~) (42).

35 (~~((42))~~) (43) \$3,109,000 of the general fund—state appropriation
36 for fiscal year 2022 and \$3,109,000 of the general fund—state
37 appropriation for fiscal year 2023 are provided solely for short-term
38 rental subsidies for individuals with mental health or substance use
39 disorders. This funding may be used for individuals enrolled in the

1 foundational community support program while waiting for a longer
2 term resource for rental support or for individuals transitioning
3 from behavioral health treatment facilities or local jails.
4 Individuals who would otherwise be eligible for the foundational
5 community support program but are not eligible because of their
6 citizenship status may also be served. By December 1, 2021, and
7 December 1, 2022, the authority must submit a report identifying the
8 expenditures and number of individuals receiving short-term rental
9 supports through the agency budget during the prior fiscal year
10 broken out by region, treatment need, and the demographics of those
11 served, including but not limited to age, country of origin within
12 racial/ethnic categories, gender, and immigration status.

13 ~~((43))~~ (44) Within the amounts provided in this section,
14 sufficient funding is provided for the authority to implement
15 requirements to provide up to five sessions of intake and assessment
16 pursuant to Second Substitute House Bill No. 1325 (behavioral health/
17 youth).

18 ~~((44))~~ (45) \$19,000,000 of the general fund—federal
19 appropriation (CRSSA) and \$1,600,000 of the general fund—federal
20 appropriation (ARPA) are provided solely to promote the recovery of
21 individuals with mental health disorders through expansion of mental
22 health services. The authority shall implement this funding to
23 promote integrated, whole-person care through evidence based and
24 promising practices as follows:

25 (a) \$7,303,000 of the general fund—federal appropriation (CRSSA)
26 is provided solely for treatment services to low-income individuals
27 with mental health disorders who are not eligible for services under
28 the medicaid program and for treatment services that are not covered
29 under the medicaid program. A minimum of \$6,150,000 of this amount
30 must be contracted through behavioral health administrative services
31 organizations. The amounts in this subsection may be used for
32 services including, but not limited to, outpatient treatment,
33 residential treatment, law enforcement assisted diversion programs,
34 modified assertive community treatment, and trauma informed care.

35 (b) \$6,344,000 of the general fund—federal appropriation (CRSSA)
36 is provided solely for mental health recovery support services not
37 covered by the medicaid program including, but not limited to,
38 supportive housing, emergency housing vouchers, supported employment,

1 skills training, peer support, peer drop-in centers, and other
2 community supports.

3 (c) \$961,000 of the general fund—federal appropriation (CRSSA) is
4 provided solely for efforts to support the recovery of American
5 Indians and Alaska natives with mental health disorders.

6 (d) \$1,346,000 of the general fund—federal appropriation (CRSSA)
7 is provided solely to enhance crisis services and may be used for
8 crisis respite care.

9 (e) \$2,307,000 of the general fund—federal appropriation (CRSSA)
10 is provided solely for the expansion of first episode psychosis
11 programs.

12 (f) Up to \$961,000 of the general fund—federal appropriation
13 (CRSSA) may be used for the authority's administrative costs
14 associated with services funded in this subsection.

15 ~~((45))~~ (46) The authority must pursue opportunities for
16 shifting state costs to the state's unused allocation of federal
17 institutions for mental disease disproportionate share hospital
18 funding. The authority must submit a report to the office of
19 financial management and the appropriate committees of the
20 legislature by December 1, 2021, which identifies any activities the
21 authority has implemented or identified to shift state costs to the
22 unused federal funds and an analysis of the fiscal impacts for these
23 activities and options.

24 ~~((46))~~ (47) \$500,000 of the general fund—state appropriation
25 for fiscal year 2022 and \$500,000 of the general fund—state
26 appropriation for fiscal year 2023 are provided solely for the
27 authority to implement one-time behavioral health workforce pilot
28 programs and training support grants pursuant to Engrossed Second
29 Substitute House Bill No. 1504 (workforce education development act).
30 Of these amounts, \$440,000 of the general fund—state appropriation
31 for fiscal year 2022 and \$440,000 of the general fund—state
32 appropriation for fiscal year 2023 are provided solely for the three
33 behavioral health workforce pilot programs and \$60,000 of the general
34 fund—state appropriation for fiscal year 2022 and \$60,000 of the
35 general fund—state appropriation for fiscal year 2023 are provided
36 solely for training support grants. ~~((If the bill is not enacted by
37 June 30, 2021, the amounts provided in this subsection shall lapse.~~

38 ~~(47))~~ (48) \$2,500,000 of the general fund—state appropriation
39 for fiscal year 2022 and \$2,500,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for the
2 authority to expand efforts to provide opioid use disorder medication
3 in city, county, regional, and tribal jails. The authority must
4 submit a report to the office of financial management and the
5 appropriate committees of the legislature by December 1, 2021, on the
6 allocation of the fiscal year 2021 funding within this subsection.
7 The authority must provide a report to the office of financial
8 management and the appropriate committees of the legislature by
9 December 1, 2022, on the allocation of the fiscal year 2022 funding
10 and the expenditures and number of individuals served in fiscal year
11 2021 by location.

12 ~~((48))~~ (49) \$500,000 of the general fund—federal appropriation
13 is provided solely to establish an emotional support network program
14 for individuals employed as peer specialists. The authority must
15 contract for these services which shall include, but not be limited
16 to, facilitating support groups for peer specialists, support for the
17 recovery journeys of the peer specialists themselves, and targeted
18 support for the secondary trauma inherent in peer work.

19 ~~((49))~~ (50) \$1,800,000 of the general fund—federal
20 appropriation is provided solely for the authority to contract on a
21 one-time basis with the University of Washington behavioral health
22 institute to continue and enhance its efforts related to training and
23 workforce development. The behavioral health institute shall develop
24 and disseminate model programs and curricula to address the treatment
25 needs of individuals with substance use disorders and cooccurring
26 disorders. The behavioral health institute shall provide consultation
27 and training to behavioral health agencies in order to improve the
28 delivery of evidence-based and promising practices and overall
29 quality of care. Training for providers may include technical
30 assistance related to payment models, integration of peers, team-
31 based care, utilization reviews, care transitions, and the infusion
32 of recovery and resiliency into programming and culture.
33 Additionally, the behavioral health institute shall provide continued
34 access to telehealth training and support, including innovative
35 digital health content. The behavioral health institute shall
36 evaluate behavioral health inequities in Washington and create a
37 center of excellence to address behavioral health inequity, including
38 the need for a more diverse workforce. The behavioral health
39 institute shall offer an annual conference on race, equity, and
40 social justice and create a learning management system to provide

1 access to training for publicly funded behavioral health providers
2 across a range of topics. Specific curricula to be developed within
3 the amounts provided in this subsection must include:

4 (a) A training for law enforcement officers focused on
5 understanding substance use disorder and the recovery process and
6 options and procedures for diversion from the criminal legal system
7 for individuals with substance use disorder, to be developed in
8 consultation with the criminal justice training commission; and

9 (b) A curriculum for correctional officers and community
10 corrections officers focused on motivational interviewing, recovery
11 coaching, and trauma informed care, developed in consultation with
12 the department of corrections.

13 ~~((50))~~ (51) \$300,000 of the general fund—state appropriation
14 for fiscal year 2022 and \$300,000 of the general fund—state
15 appropriation for fiscal year 2023 are provided solely for a grant to
16 the north sound behavioral health administrative services
17 organization to provide trauma-informed counseling services to
18 children and youth in Whatcom county schools. The services must be
19 provided by licensed behavioral health professionals who have
20 training in the provision of trauma-informed care. The behavioral
21 health administrative services organization must request, from the
22 office of the superintendent of public instruction, a listing of the
23 Whatcom county schools that are eligible for high-poverty allocations
24 from the learning assistance program and prioritize services in these
25 schools.

26 ~~((51))~~ (52) \$200,000 of the general fund—state appropriation
27 for fiscal year 2022 and \$200,000 of the general fund—state
28 appropriation for fiscal year 2023 are provided on a one-time basis
29 solely for the authority to contract with the north sound behavioral
30 health administrative services organization to establish the Whatcom
31 county crisis stabilization center as a pilot project for diversion
32 from the criminal justice system to appropriate community based
33 treatment. The pilot shall allow for police officers to place
34 involuntary holds for up to 12 hours for persons placed at the
35 facility in accordance with RCW 10.31.110. The amounts provided must
36 be used to pay for the cost of services at the site not covered under
37 the medicaid program. The authority must submit a report to the
38 office of financial management and the appropriate committees of the
39 legislature by December 1, 2022, including the following information:

1 (a) The total number of individuals served in the crisis
2 stabilization center broken out by those served on a voluntary basis
3 versus those served under involuntary treatment holds placed pursuant
4 to RCW 10.31.110;

5 (b) A summary of the outcomes for each of the groups identified
6 in (a) of this subsection; and

7 (c) Identification of methods to incentivize or require managed
8 care organizations to implement payment models for crisis
9 stabilization providers that recognize the need for the facilities to
10 operate at full staffing regardless of fluctuations in daily census.

11 ~~((52))~~ (53) \$1,250,000 of the general fund—state appropriation
12 for fiscal year 2022 and \$1,250,000 of the general fund—state
13 appropriation for fiscal year 2023 are provided solely for the
14 authority to contract with the King county behavioral health
15 administrative services organization to maintain children's crisis
16 outreach response system services that were previously funded through
17 the department of children, youth, and families. The authority, in
18 consultation with the behavioral health administrative services
19 organization, medicaid managed care organizations, and the actuaries
20 responsible for developing medicaid managed care rates, must work to
21 maximize federal funding provided for the children's crisis outreach
22 response system program and submit a report to the office of
23 financial management and the appropriate committees of the
24 legislature by December 1, 2021, on the status of these efforts and
25 the associated savings in state funds.

26 ~~((53) \$1,762,000)~~ (54) \$881,000 of the general fund—~~((federal))~~
27 state appropriation ((is)) for fiscal year 2022 and \$881,000 of the
28 general fund—state appropriation for fiscal year 2023 are provided on
29 a one-time basis solely for maintaining and increasing resources for
30 peer support programs and for the authority to contract with an
31 organization to assist with the recruitment of individuals to work as
32 behavioral health peers with a specific focus on black, indigenous,
33 and people of color communities. The authority must submit a
34 preliminary report to the office of financial management and the
35 appropriate committees of the legislature on the status of these
36 efforts by December 1, 2021, and a final report including
37 identification of the number and demographics of individuals
38 recruited into behavioral health peer positions by December 1, 2022.

1 (~~(54)~~) (55) \$250,000 of the general fund—federal appropriation
2 is provided solely for the authority to provide crisis response
3 training to behavioral health peer specialists. The authority must
4 use these amounts to contract for the development of a specialized 40
5 hour crisis response training curriculum for behavioral health peer
6 specialists and to conduct a minimum of one statewide training
7 session during fiscal year 2022 and one statewide training session
8 during fiscal year 2023. The training shall focus on preparing
9 behavioral health peer specialists to work with individuals in
10 crisis, including providing peer services in emergency departments,
11 as coresponders with law enforcement, and as part of mobile crisis
12 teams. The training sessions must be offered free of charge to the
13 participants and may be offered either virtually or in person as
14 determined by the authority. By December 1, 2022, the authority must
15 submit a report to the office of financial management and the
16 appropriate committees of the legislature on the peer crisis response
17 curriculum and the number of individuals that received training.

18 (~~(55)~~) (56) \$500,000 of the general fund—federal appropriation
19 is provided solely for the authority to contract on a one-time basis
20 with the University of Washington alcohol and drug abuse institute to
21 develop policy solutions in response to the public health challenges
22 of high tetrahydrocannabinol potency cannabis. The institute must use
23 this funding to: Conduct individual interviews with stakeholders and
24 experts representing different perspectives, facilitate joint
25 meetings with stakeholders to identify areas of common ground and
26 consensus, and develop recommendations for state policies related to
27 cannabis potency and mitigating detrimental health impacts. The
28 authority must submit the following reports to the office of
29 financial management and the appropriate committees of the
30 legislature:

31 (a) An initial report must be submitted by December 31, 2021, and
32 shall summarize progress made to date, preliminary policy
33 recommendations, and next steps; and

34 (b) A final report must be submitted by December 31, 2022, and
35 shall summarize the analysis conducted by the institute, the process
36 and stakeholders involved, an inventory of relevant cannabis policies
37 in other states, and recommendations for policy changes to reduce the
38 negative impacts of high potency cannabis in Washington state.

1 ~~((56))~~ (57) \$8,197,000 of the general fund—state appropriation
2 for fiscal year 2022, \$8,819,000 of the general fund—state
3 appropriation for fiscal year 2023, and \$38,025,000 of the general
4 fund—federal appropriation are provided solely to continue in the
5 2021-2023 fiscal biennium the two percent increase to medicaid
6 reimbursement for community behavioral health providers contracted
7 through managed care organizations that was provided in April 2021.
8 The authority must employ mechanisms such as directed payment or
9 other options allowable under federal medicaid law to assure the
10 funding is used by the managed care organizations for a two percent
11 provider rate increase as intended and verify this pursuant to the
12 process established in chapter 285, Laws of 2020 (EHB 2584). The rate
13 increase shall be implemented to all behavioral health inpatient,
14 residential, and outpatient providers receiving payment for services
15 under this section contracted through the medicaid managed care
16 organizations.

17 ~~((57))~~ (58) \$18,066,000 of the general fund—state appropriation
18 for fiscal year 2023 and \$35,182,000 of the general fund—federal
19 appropriation are provided solely to implement a seven percent
20 increase to medicaid reimbursement for community behavioral health
21 providers contracted through managed care organizations to be
22 effective January 1, 2023. The authority must employ mechanisms such
23 as directed payment or other options allowable under federal medicaid
24 law to assure the funding is used by the managed care organizations
25 for a seven percent provider rate increase as intended and verify
26 this pursuant to the process established in chapter 285, Laws of 2020
27 (EHB 2584). The rate increase shall be implemented to all behavioral
28 health inpatient, residential, and outpatient providers contracted
29 through the medicaid managed care organizations.

30 (59) \$114,000 of the general fund—state appropriation for fiscal
31 year 2022, \$114,000 of the general fund—state appropriation for
32 fiscal year 2023, and \$228,000 of the general fund—federal
33 appropriation are provided solely to increase rates for community
34 children's long-term inpatient program providers by two percent
35 effective July 1, 2021.

36 ~~((58))~~ (60) \$117,000 of the general fund—state appropriation
37 for fiscal year 2022, \$117,000 of the general fund—state
38 appropriation for fiscal year 2023, and \$168,000 of the general fund—
39 federal appropriation are provided solely to increase rates for

1 parent child assistance program providers by two percent effective
2 July 1, 2021.

3 ~~((59))~~ (61) \$200,000 of the general fund—state appropriation
4 for fiscal year 2022, \$200,000 of the general fund—state
5 appropriation for fiscal year 2023, and ~~((200,000))~~ \$400,000 of the
6 general fund—federal appropriation are provided solely to support
7 actuarial work required for the authority to develop behavioral
8 health comparison rates.

9 ~~((60))~~ (62) \$205,000 of the general fund—state appropriation
10 for fiscal year 2022 and \$205,000 of the general fund—state
11 appropriation for fiscal year 2023 are provided solely for the
12 authority to contract with the Washington state behavioral health
13 institute to engage consumers, the University of Washington evidence
14 based practice institute, and other stakeholders to review current
15 and emerging data and research and make recommendations regarding
16 best practices for virtual behavioral health services to children
17 from prenatal stages through age 25. This work shall focus on the
18 development of services and supports that deliver clinically-
19 effective outcomes for children and families and identify safeguards
20 for "in-person," "audio-video," and "audio only" modes. The review
21 conducted by the institute shall include the collection and analysis
22 of data about clinical efficacy of behavioral health services and
23 supports through virtual modes and methods for determining and
24 maximizing the health benefits of the different modes. The authority
25 shall submit data required for this research to the behavioral health
26 institute in accordance with federal and state laws regarding client
27 protected information. The department shall submit the following
28 reports to the office of financial management and the appropriate
29 committees of the legislature:

30 (a) A preliminary report on the 2022 workplan by December 31,
31 2021;

32 (b) An initial report with recommendations for standards of care
33 and best practices for behavioral health services by June 30, 2022;
34 and

35 (c) A final report with additional refined recommendations and a
36 research agenda and proposed budget for fiscal year 2024 and beyond
37 by December 31, 2022.

38 ~~((61))~~ (63) The authority must claim the enhanced federal
39 medical assistance participation rate for home and community-based

1 services offered under section 9817 of the American rescue plan act
2 of 2021 (ARPA). Appropriations made that constitute supplementation
3 of home and community-based services as defined in section 9817 of
4 ARPA are listed in LEAP omnibus document HCBS-2021.

5 ~~((+62+))~~ (64) \$150,000 of the general fund—federal appropriation
6 is provided solely for training of behavioral health consumer
7 advocates. Beginning in July 2022, the authority must enter into a
8 memorandum of understanding with the department of commerce to
9 provide support for training of behavioral health consumer advocates
10 pursuant to Engrossed Second Substitute House Bill No. 1086
11 (behavioral health consumers).

12 ~~((+63+))~~ (65) \$5,000,000 of the general fund—federal
13 appropriation is provided solely for the authority to maintain
14 funding for grants to law enforcement assisted diversion programs
15 outside of King county established pursuant to chapter 314, Laws of
16 2019 (SSB 5380). By December 1, 2023, the authority, in coordination
17 with the law enforcement assisted diversion national support bureau,
18 must collect information and submit a report to the office of
19 financial management and the appropriate committees of the
20 legislature on the grant program including a description of the
21 program model or models used and the number, demographic information,
22 and measurable outcomes of the individuals served with the funding
23 provided under this subsection.

24 ~~((+64+))~~ (66) \$250,000 of the general fund—state appropriation
25 for fiscal year 2022 and \$250,000 of the general fund—state
26 appropriation for fiscal year 2023 are provided solely for the
27 authority to contract with a statewide mental health nonprofit
28 organization that provides free community and school-based mental
29 health education and support programs for consumers and families. The
30 contractor must use this funding to provide access to programs
31 tailored to peers living with mental illness as well as family
32 members of people with mental illness and the community at large.
33 Services provided by the contracted program shall include education,
34 support, and assistance to reduce isolation and help consumers and
35 families understand the services available in their communities.

36 ~~((+65+))~~ (67) \$13,374,000 of the general fund—state appropriation
37 for fiscal year 2022, \$12,474,000 of the general fund—state
38 appropriation for fiscal year 2023, and \$12,731,000 of the general
39 fund—federal appropriation are provided solely for increasing local

1 behavioral health mobile crisis response team capacity and ensuring
2 each region has at least one adult and one children and youth mobile
3 crisis team that is able to respond to calls coming into the 988
4 crisis hotline.

5 (a) In prioritizing this funding, the health care authority shall
6 assure that a minimum of six new children and youth mobile crisis
7 teams are created and that there is one children and youth mobile
8 crisis team in each region by the end of fiscal year 2022.

9 (b) In implementing funding for adult and youth mobile crisis
10 response teams, the authority must establish standards in contracts
11 with managed care organizations and behavioral health administrative
12 services organizations for the services provided by these teams.

13 (~~((66) \$42,987,000)~~) (68) \$29,671,000 of the general fund—state
14 appropriation for fiscal year 2022, (~~(\$57,253,000)~~) \$37,628,000 of
15 the general fund—state appropriation for fiscal year 2023, and
16 (~~(\$80,040,000)~~) \$44,606,000 of the general fund—federal appropriation
17 are provided solely for the department to contract with community
18 hospitals or freestanding evaluation and treatment centers to provide
19 long-term inpatient care beds as defined in RCW 71.24.025. Within
20 these amounts, the authority must meet the requirements for
21 reimbursing counties for the judicial services for patients being
22 served in these settings in accordance with RCW 71.05.730. The
23 authority must coordinate with the department of social and health
24 services in developing the contract requirements, selecting
25 contractors, and establishing processes for identifying patients that
26 will be admitted to these facilities. Of the amounts in this
27 subsection, sufficient amounts are provided in fiscal year 2022 and
28 fiscal year 2023 for the authority to reimburse community hospitals
29 and nonhospital residential treatment centers serving clients in
30 long-term inpatient care beds as defined in RCW 71.24.025 as follows:

31 (a) For a hospital licensed under chapter 70.41 RCW that requires
32 a hospital specific medicaid inpatient psychiatric per diem payment
33 rate for long-term civil commitment patients because the hospital has
34 completed a medicare cost report, the authority shall analyze the
35 most recent medicare cost report of the hospital after a minimum of
36 200 medicaid inpatient psychiatric days. The authority shall
37 establish the inpatient psychiatric per diem payment rate for long-
38 term civil commitment patients for the hospital at 100 percent of the

1 allowable cost of care, based on the most recent medicare cost report
2 of the hospital.

3 (b) For a hospital licensed under chapter 70.41 RCW that has not
4 completed a medicare cost report with more than 200 medicaid
5 inpatient psychiatric days, the authority shall establish the
6 medicaid inpatient psychiatric per diem payment rate for long-term
7 civil commitment patients for the hospital at the higher of the
8 hospital's current medicaid inpatient psychiatric rate; or the
9 annually updated statewide average of the medicaid inpatient
10 psychiatric per diem payment rate of all acute care hospitals
11 licensed under chapter 70.41 RCW providing long-term civil commitment
12 services.

13 (c) For a hospital licensed under chapter 71.12 RCW and currently
14 providing long-term civil commitment services, the authority shall
15 establish the medicaid inpatient psychiatric per diem payment rate at
16 \$940 plus adjustments that may be needed to capture costs associated
17 with long-term psychiatric patients that are not allowable on the
18 medicare cost report or reimbursed separately. The hospital may
19 provide the authority with supplemental data to be considered and
20 used to make appropriate adjustments to the medicaid inpatient
21 psychiatric per diem payment rate of the hospital. Adjustment of
22 costs may include:

23 (i) Costs associated with professional services and fees not
24 accounted for in the hospital's medicare cost report or reimbursed
25 separately;

26 (ii) Costs associated with the hospital providing the long-term
27 psychiatric patient access to involuntary treatment court services
28 that are not reimbursed separately; and

29 (iii) Other costs associated with caring for long-term
30 psychiatric patients that are not reimbursed separately.

31 (d) For a hospital licensed under chapter 71.12 RCW that requires
32 an initial medicaid inpatient psychiatric per diem payment rate for
33 long-term civil commitment services because it has not yet completed
34 a medicare cost report, the authority shall establish the medicaid
35 inpatient psychiatric per diem payment rate at the higher of:

36 (i) The hospital's current medicaid inpatient psychiatric rate;
37 or

38 (ii) The annually updated statewide average of the medicaid long-
39 term inpatient psychiatric per diem payment rate of all freestanding

1 psychiatric hospitals licensed under chapter 71.12 RCW providing
2 long-term civil commitment services.

3 (e) For nonhospital residential treatment centers certified to
4 provide long-term inpatient care beds as defined in RCW 71.24.025,
5 the authority shall increase the fiscal year 2021 rate by three
6 percent each year of the biennium.

7 (f) Beginning in fiscal year 2023, provider payments for vacant
8 bed days shall not exceed six percent of their annual contracted bed
9 days.

10 (g) The legislature intends to recognize the additional costs
11 associated with student teaching related to long-term civil
12 commitment patients to be provided in a new teaching hospital
13 expected to open during the 2023-2025 fiscal biennium.

14 (h) The authority, in coordination with the department of social
15 and health services, the office of the governor, the office of
16 financial management, and representatives from medicaid managed care
17 organizations, behavioral health administrative service
18 organizations, and community providers, must develop and implement a
19 plan to continue the expansion of civil community long-term inpatient
20 capacity. The plan shall identify gaps and barriers in the current
21 array of community long-term inpatient beds in serving higher need
22 individuals including those committed to a state hospital pursuant to
23 the dismissal of criminal charges and a civil evaluation ordered
24 under RCW 10.77.086 or 10.77.088. The plan shall identify strategies
25 to overcome these barriers including, but not limited to, potential
26 rate enhancements for high needs clients. The authority must submit
27 its implementation plan to the office of financial management and the
28 appropriate fiscal committees of the legislature by December 1, 2021,
29 and submit a status update on the implementation plan by October 15,
30 2022.

31 ~~((67))~~ (69) (a) \$31,000,000 of the ~~((general fund federal~~
32 ~~appropriation (CSFRF))~~ coronavirus state fiscal recovery fund
33 federal appropriation is provided on a one-time basis solely for the
34 authority to provide assistance payments to behavioral health
35 providers serving medicaid and state-funded clients. In prioritizing
36 the allocation of this funding, the authority must take the following
37 into account:

38 (i) The differential impact the pandemic has had on different
39 types of providers;

1 (ii) Other state and federal relief funds providers have received
2 or are eligible to apply for; and

3 (iii) Equitable distribution of assistance including
4 consideration of geographic location and providers serving members of
5 historically disadvantaged communities.

6 (b) To be eligible for assistance, the behavioral health
7 providers must:

8 (i) Have experienced lost revenue or increased expenses that are
9 a result of the COVID-19 public health emergency;

10 (ii) Self-attest that the lost revenue or expenses are not funded
11 by any other government or private entity;

12 (iii) Agree to operate in accordance with the requirements of
13 applicable federal, state, and local public health guidance and
14 directives; and

15 (iv) Agree to comply with federal guidance on the use of
16 coronavirus state and local fiscal recovery funds.

17 (c) Provider assistance is subject to the availability of amounts
18 provided in this subsection.

19 ~~((68))~~ (70) (a) \$375,000 of the general fund—state appropriation
20 for fiscal year ~~((2021))~~ 2022 and \$375,000 of the general fund—state
21 appropriation for fiscal year ~~((2022))~~ 2023 are provided solely for a
22 one-time grant to Island county to fund a pilot program to improve
23 behavioral health outcomes for young people in rural communities. In
24 administering the pilot program, Island county shall coordinate with
25 school districts, community groups, and health care providers to
26 increase access to behavioral health programs for children and youth
27 aged birth to 24 years of age. The grant funds shall be used to
28 coordinate and expand behavioral health services. The grant funding
29 must not be used to supplant funding from existing programs. No more
30 than 10 percent of the funds may be used for administrative costs
31 incurred by Island county in administering the program. Services that
32 may be provided with the grant funding include, but are not limited
33 to:

34 (i) Support for children and youth with significant behavioral
35 health needs to address learning loss caused by COVID-19 and remote
36 learning;

37 (ii) School based behavioral health education, assessment, and
38 brief treatment;

39 (iii) Screening and referral of children and youth to long-term
40 treatment services;

1 (iv) Behavioral health supports provided by community agencies
2 serving youth year-round;

3 (v) Expansion of mental health first aid, a program designed to
4 prepare adults who regularly interact with youth for how to help
5 people in both crisis and noncrisis mental health situations;

6 (vi) Peer support services; and

7 (vii) Compensation for the incurred costs of clinical supervisors
8 and internships.

9 (b) The authority, in coordination with Island county, must
10 submit the following reports to the legislature:

11 (i) By December 1, 2022, a report summarizing how the funding was
12 used and providing the number of children and youth served by the
13 pilot during fiscal year 2022; and

14 (ii) By December 1, 2023, a report summarizing how the funding
15 was used and providing the number of children and youth served by the
16 pilot during fiscal year 2023.

17 (~~(+69+)~~) (71) State general fund appropriations in this section
18 and in sections 219 and 221 of this act are made to address the harms
19 caused to the state and its citizens by the opioid epidemic, and
20 these include appropriations of \$13,466,000 attributable to the
21 settlement in *State v. McKinsey & Co., Inc.*

22 (~~(+70+)~~) (72) \$260,000 of the general fund—state appropriation
23 for fiscal year 2022, \$3,028,000 of the general fund—state
24 appropriation for fiscal year 2023, and \$3,028,000 of the general
25 fund—federal appropriation are provided solely for the authority to
26 contract for a twelve bed children's long-term inpatient program
27 facility specializing in the provision of habilitative mental health
28 services for children and youth with intellectual or developmental
29 disabilities who have intensive behavioral health support needs. The
30 authority must provide a report to the office of financial management
31 and the appropriate committees of the legislature providing data on
32 the demand and utilization of this facility by June 30, 2023.

33 (~~(+71+)~~) (73) \$300,000 of the general fund—state appropriation
34 for fiscal year 2022 and \$300,000 of the general fund—state
35 appropriation for fiscal year 2023 are provided solely for the
36 authority to continue the University of Washington's project
37 extension for community health care outcomes (ECHO) for:

1 (a) Telecommunication consultation with local physicians to
2 discuss medications appropriate to patients who have developmental
3 disabilities and behavioral issues; and

4 (b) Training to both behavioral health and developmental
5 disabilities professionals to support individuals with both
6 developmental disabilities and behavioral health needs.

7 (~~((72) No more than \$1,535,000)~~) (74) \$1,991,000 of the general
8 fund—federal appropriation and (~~(\$810,000)~~) \$1,147,000 of the general
9 fund—local appropriation (~~(may be expended)~~) are provided solely for
10 supported housing and employment services described in initiative 3a
11 and 3b of the (~~(medicaid transformation)~~) 1115 demonstration waiver
12 (~~(under healthier Washington)~~). Under this initiative, the authority
13 and the department of social and health services shall ensure that
14 allowable and necessary services are provided to eligible clients as
15 identified by the authority or its providers or third-party
16 administrator. The department and the authority, in consultation with
17 the medicaid forecast work group, shall ensure that reasonable
18 reimbursements are established for services deemed necessary within
19 an identified limit per individual. The authority shall not increase
20 general fund—state expenditures (~~(under this initiative)~~) above
21 appropriated levels for this specific purpose. The secretary in
22 collaboration with the director of the authority shall report to the
23 joint select committee on health care oversight no less than
24 quarterly on financial and health outcomes. The secretary in
25 cooperation with the director shall also report to the fiscal
26 committees of the legislature all (~~(of the)~~) expenditures of this
27 subsection and shall provide such fiscal data in the time, manner,
28 and form requested by the legislative fiscal committees.

29 (~~((73))~~) (75) \$396,000 of the general fund—state appropriation
30 for fiscal year 2022, \$329,000 of the general fund—state
31 appropriation for fiscal year 2023, and \$3,153,000 of the general
32 fund—federal appropriation are provided solely to support the
33 administrative costs associated with the application and
34 implementation of a federal waiver allowing for full federal
35 participation in mental health treatment facilities identified as
36 institutions of mental diseases.

37 (~~((74))~~) (76) (a) \$150,000 of the general fund—state appropriation
38 for fiscal year 2022 is provided solely for the authority to convene
39 a work group to develop a recommended teaching clinic enhancement

1 rate for behavioral health agencies training and supervising students
2 and those seeking their certification or license. This work should
3 include: Developing standards for classifying a behavioral health
4 agency as a teaching clinic; a cost methodology to determine a
5 teaching clinic enhancement rate; and a timeline for implementation.
6 The work group must include representatives from:

- 7 (i) The department of health;
- 8 (ii) The office of the governor;
- 9 (iii) The Washington workforce training and education board;
- 10 (iv) The Washington council for behavioral health;
- 11 (v) Licensed and certified behavioral health agencies; and
- 12 (vi) Higher education institutions.

13 (b) By October 15, 2021, the health care authority must submit a
14 report of the work group's recommendations to the governor and the
15 appropriate committees of the legislature.

16 ~~((75))~~ (77) \$343,000 of the general fund—state appropriation
17 for fiscal year 2022, \$344,000 of the general fund—state
18 appropriation for fiscal year 2023, and \$687,000 of the general fund—
19 federal appropriation are provided solely for increasing services to
20 pregnant and parenting women provided through the parent child
21 assistance program.

22 ~~((76))~~ (78) \$130,000 of the general fund—state appropriation
23 for fiscal year 2022 and \$130,000 of the general fund—state
24 appropriation for fiscal year 2023 are provided solely for
25 maintaining and increasing the capabilities of a tool to track
26 medication assisted treatment provider capacity.

27 ~~((77))~~ (79) \$500,000 of the general fund—state appropriation
28 for fiscal year 2022 and \$500,000 of the general fund—state
29 appropriation for fiscal year 2023 are provided solely for grants to
30 support substance use disorder family navigators across the state.

31 ~~((78))~~ (80) \$125,000 of the general fund—state appropriation
32 for fiscal year 2022 and \$125,000 of the general fund—state
33 appropriation for fiscal year 2023 are provided solely for grants to
34 support recovery cafes across the state.

35 ~~((79))~~ (81) \$69,000 of the general fund—state appropriation for
36 fiscal year 2022, \$63,000 of the general fund—state appropriation for
37 fiscal year 2023, and \$198,000 of the general fund—federal
38 appropriation are provided solely for the implementation of Engrossed
39 Second Substitute Senate Bill No. 5071 (civil commitment transition).

1 ~~((If the bill is not enacted by June 30, 2021, the amounts provided~~
2 ~~in this subsection shall lapse.~~

3 ~~(+80+))~~ (82) \$200,000 of the general fund—state appropriation for
4 fiscal year 2022, \$195,000 of the general fund—state appropriation
5 for fiscal year 2023, and \$755,000 of the general fund—federal
6 appropriation are provided solely for a grant program to award
7 funding to fire departments in the state of Washington to implement
8 safe station pilot programs. Programs that combine the safe station
9 approach with fire department mobile integrated health programs such
10 as the community assistance referral and education services program
11 under RCW 35.21.930 are encouraged. Certified substance use disorder
12 peer specialists may be employed in a safe station pilot program if
13 the authority determines that a plan is in place to provide
14 appropriate levels of supervision and technical support. Safe station
15 pilot programs shall collaborate with behavioral health
16 administrative services organizations, local crisis providers, and
17 other stakeholders to develop a streamlined process for referring
18 safe station clients to the appropriate level of care. Funding for
19 pilot programs under this subsection shall be used for new or
20 expanded programs and may not be used to supplant existing funding.

21 ~~((+81+))~~ (83) \$71,000 of the general fund—state appropriation for
22 fiscal year 2022, \$66,000 of the general fund—state appropriation for
23 fiscal year 2023, and \$136,000 of the general fund—federal
24 appropriation are provided solely for the implementation of Second
25 Substitute Senate Bill No. 5195 (opioid overdose medication). ~~((If~~
26 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
27 ~~this subsection shall lapse.~~

28 ~~(+82+))~~ (84) \$150,000 of the general fund—state appropriation for
29 fiscal year 2022 is provided solely for the authority to evaluate
30 options for a medicaid waiver to provide respite care for youth with
31 behavioral health challenges while avoiding adverse impacts with
32 respite waivers at the department of social and health services
33 developmental disabilities administration and the department of
34 children, youth, and families.

35 ~~((+83+))~~ (85) \$2,000,000 of the general fund—federal
36 appropriation is provided solely for grants to law enforcement and
37 other first responders to include a mental health professional on the
38 team of personnel responding to emergencies.

1 ~~((84))~~ (86) \$375,000 of the general fund—state appropriation
2 for fiscal year 2022 and \$375,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for a grant to
4 the city of Arlington in partnership with the North County regional
5 fire authority for a mobile integrated health pilot project. The
6 project shall provide mobile integrated health services for residents
7 who cannot navigate resources through typical methods through brief
8 therapeutic intervention, biopsychosocial assessment and referral,
9 and community care coordination.

10 ~~((85))~~ (87) \$26,000 of the general fund—state appropriation for
11 fiscal year 2022, \$26,000 of the general fund—state appropriation for
12 fiscal year 2023, and \$48,000 of the general fund—federal
13 appropriation are provided solely for the implementation of Engrossed
14 Substitute House Bill No. 1196 (audio only telemedicine). ~~((If the
15 bill is not enacted by June 30, 2021, the amounts provided in this
16 subsection shall lapse.~~

17 ~~(86))~~ (88) \$400,000 of the general fund—state appropriation for
18 fiscal year 2022 and \$400,000 of the general fund—state appropriation
19 for fiscal year 2023 are provided solely for the implementation of
20 Substitute Senate Bill No. 5073 (involuntary commitment). ~~((If the
21 bill is not enacted by June 30, 2021, the amounts provided in this
22 subsection shall lapse.~~

23 ~~(87) \$2,834,000)~~ (89) \$600,000 of the general fund—state
24 appropriation for fiscal year 2022, \$5,229,000 of the general fund—
25 state appropriation for fiscal year 2023, and ~~((1,813,000))~~
26 \$3,096,000 of the general fund—federal appropriation are provided
27 solely for the authority to administer and contract for two distinct
28 16 bed programs in a facility located in Clark county to provide
29 long-term inpatient care beds as defined in RCW 71.24.025. The beds
30 must be used to provide treatment services for individuals who have
31 been involuntarily committed to long-term inpatient treatment
32 pursuant to the dismissal of criminal charges and a civil evaluation
33 ordered under RCW 10.77.086 or 10.77.088. The authority, in
34 coordination with the department of social and health services, must
35 develop and implement a protocol to assess the risk of patients being
36 considered for placement in this facility and determine whether the
37 level of security and treatment services is appropriate to meet the
38 patient's needs. The department must submit a report to the office of
39 financial management and the appropriate committees of the

1 legislature by December 1, 2022, providing a description of the
2 protocol and a status update on progress toward opening the new
3 facility.

4 (90) \$20,042,000 of the general fund—state appropriation for
5 fiscal year 2022 is provided solely for belated claims for services
6 rendered to medicaid eligible clients admitted to institutions of
7 mental disease prior to fiscal year 2022 that were determined to be
8 unallowable for federal reimbursement due to medicaid's institutions
9 for mental disease exclusion rules.

10 (91) \$8,500,000 of the general fund—state appropriation for
11 fiscal year 2023 is provided solely for the authority, in
12 coordination with the department of health, to purchase and
13 distribute opioid overdose reversal medications. The authority is
14 encouraged to use these funds to leverage federal funding for this
15 purpose to expand buying power.

16 (92) \$4,550,000 of the general fund—state appropriation for
17 fiscal year 2023 and \$12,300,000 of the general fund—federal
18 appropriation are provided solely for a transition to medicare rates
19 and bundled payment arrangement methodology for opioid treatment
20 providers. This increase is effective January 1, 2023, and payment
21 shall include coverage for those items identified as covered by the
22 medicare benefit.

23 (93) \$2,387,000 of the general fund—state appropriation for
24 fiscal year 2023 is provided solely to support the creation of a
25 bridge period for individuals also enrolled in the foundational
26 community supports initiative who are transitioning from benefits
27 under RCW 74.04.805 due to increased income or other changes in
28 eligibility. The authority, department of social and health services,
29 and department of commerce shall collaborate on this effort.

30 (94) \$490,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely to create a master leasing incentive
32 program with specific emphasis on *Trueblood* programs. The authority
33 shall also create a toolkit for use by landlords serving special
34 populations. The authority and department of commerce shall
35 collaborate on this effort.

36 (95) \$6,027,000 of the general fund—state appropriation for
37 fiscal year 2023 and \$2,009,000 of the general fund—federal
38 appropriation are provided solely to create and expand access to no
39 barrier, low-barrier, and transitional housing programs using a

1 housing first model designed to assist and stabilize housing supports
2 for adults with behavioral health conditions. Housing supports and
3 services shall be made available with no requirement for treatment
4 for their behavioral health condition and must be individualized to
5 the needs of the individual. The authority and department of commerce
6 shall collaborate on this effort.

7 (96) \$775,000 of the general fund—state appropriation for fiscal
8 year 2023 is provided solely to create a rental voucher and bridge
9 program and implement strategies to reduce instances where an
10 individual leaves a state hospital or private behavioral health
11 provider directly into homelessness.

12 (97) \$300,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for the children and youth behavioral
14 health work group to consider and develop longer term strategies and
15 recommendations regarding the delivery of behavioral health services
16 for clients aged prenatal through 25, and their families. The
17 authority shall submit a report to the appropriate committees of the
18 legislature and the office of the governor by November 1, 2022,
19 detailing recommendations made by the work group to improve services
20 for clients aged prenatal through 25.

21 (98) \$10,000,000 of the general fund—state appropriation for
22 fiscal year 2023 is provided solely for bridge funding grants to
23 community behavioral health agencies participating in federal
24 certified community behavioral health clinic expansion grant programs
25 to sustain their continued level of operations following expiration
26 of federal grant funding during the planning process for adoption of
27 the certified community behavioral health clinic model statewide.

28 (99) \$100,000 of the general fund—state appropriation for fiscal
29 year 2023 and \$100,000 of the general fund—federal appropriation is
30 provided solely for the authority to study alternate payment and
31 service delivery models, including the certified community behavioral
32 health clinic (CCBHC) model. The authority must submit a report to
33 the health care and fiscal committees of the legislature by December
34 1, 2022, and must include:

35 (a) Overviews of alternate payment models;

36 (b) An analysis of the impact of expanding alternate payment
37 models on the state's behavioral health systems;

38 (c) Relevant federal regulations and options to implement
39 alternate payment models under those regulations;

1 (d) Options for payment rate designs; and

2 (e) An analysis of the benefits and potential challenges in
3 integrating the CCBHC reimbursement model within an integrated
4 managed care environment.

5 (100) \$5,292,000 of the general fund—state appropriation for
6 fiscal year 2023 and \$5,292,000 of the general fund—federal
7 appropriation are provided solely for the department to increase
8 contracted beds for children's long-term inpatient services.

9 (101) \$12,000 of the general fund—state appropriation for fiscal
10 year 2023 is provided solely for implementation of Second Substitute
11 Senate Bill No. 5664 (forensic competency programs). If the bill is
12 not enacted by June 30, 2022, the amount provided in this subsection
13 shall lapse.

14 (102) \$1,000,000 of the general fund—state appropriation for
15 fiscal year 2023 is provided solely for the authority to deploy an
16 opioid awareness campaign targeted at youth to increase the awareness
17 of fentanyl.

18 (103) \$50,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely for the authority to contract with
20 worldbridgers for a peer workforce expansion pilot project to
21 increase certified peer support counselors in Clark county.

22 (104) \$628,000 of the general fund—state appropriation for fiscal
23 year 2022, \$3,371,000 of the general fund—state appropriation for
24 fiscal year 2023, and \$2,430,000 of the general fund—federal
25 appropriation are provided solely for funding to operate crisis
26 stabilization facilities in King and Spokane counties pursuant to the
27 *Trueblood v. DSHS* settlement agreement.

28 (105) \$250,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$956,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for the authority to expand
31 eligibility to the wraparound with intensive service (WISe) program
32 to undocumented immigrant and refugee children ineligible for
33 federally funded medicaid benefits pursuant to the *AGC v. Washington*
34 *state health care authority* settlement agreement.

35 (106) \$48,000 of the general fund—state appropriation for fiscal
36 year 2023 and \$49,000 of the general fund—federal appropriation are
37 provided solely for the authority to create a short-term residential
38 crisis stabilization program (RCSP) for youth with severe behavioral
39 health diagnoses. It is the intent of the legislature to fund the

1 contracted costs of these facilities beginning in the 2023-2025
2 fiscal biennium.

3 (107) \$50,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for the department to provide
5 information and support related to safe housing and support services
6 for youth exiting inpatient mental health and/or substance use
7 disorder facilities to stakeholders, inpatient treatment facilities,
8 young people, and other community providers that serve unaccompanied
9 youth and young adults.

10 (108) \$1,500,000 of the general fund—state appropriation for
11 fiscal year 2023 is provided solely for the authority to contract to
12 provide startup costs for a licensed youth residential psychiatric
13 substance abuse and mental health agency located in Clark and Spokane
14 counties for reopening evaluation and treatment units, increasing
15 staff capacity, treating patients with cooccurring substance use and
16 acute mental health disorders, and expanding outpatient services for
17 young adults ages 18 to 24.

18 (109) \$100,000,000 of the general fund—state appropriation for
19 fiscal year 2023 is provided solely for the authority to provide
20 workforce stabilization grant funds to behavioral health agencies
21 serving medicaid and state-funded clients to address the current
22 workforce crisis and loss of access in community behavioral health as
23 a bridge to increased behavioral health medicaid rates funded in
24 subsection (58) of this section. These funds must be distributed to
25 all nonhospital inpatient, residential, and outpatient licensed or
26 certified behavioral health agencies receiving payment for medicaid
27 services contracted through the medicaid managed care organizations
28 and/or behavioral health administrative service organizations.

29 (a) In implementing the allocation of this funding, the authority
30 must prioritize grant funding for staff compensation increases and
31 retention and signing incentives to promote increased employee
32 recruitment and retention. Funds may also be used to support other
33 needed investments to help stabilize the community behavioral health
34 workforce including, but not limited to, childcare stipends, student
35 loan repayment, tuition assistance, relocation expenses, or other
36 recruitment efforts to begin adding new staff and rebuilding lost
37 capacity.

38 (b) To expedite prompt and fair distribution, the authority shall
39 use a formula-based allocation method proportional to provider

1 medicaid claims data under this section and shall distribute funds
2 directly to providers.

3 (c) Prior to the receipt of funds, providers must agree to expend
4 these grants by June 30, 2023. The authority may impose additional
5 requirements to ensure that the state receives adequate consideration
6 for funding distributed in this subsection.

7 (d) By March 31, 2023, the authority must submit a report to the
8 office of financial management and the appropriate committees of the
9 legislature which includes detail on how the workforce stabilization
10 funds were used for employee recruitment and retention.

11 (110) \$3,232,000 of the general fund—state appropriation for
12 fiscal year 2023 and \$2,250,000 of the general fund—federal
13 appropriation are provided solely for the authority to contract with
14 opioid treatment providers to purchase five mobile methadone units
15 and to contract for the operations of those units to fill treatment
16 gaps statewide.

17 (111)(a) \$290,000 of the general fund—state appropriation for
18 fiscal year 2023 and \$58,000 of the general fund—federal
19 appropriation are provided solely for a task force on individuals who
20 experience refusals of service for involuntary behavioral health
21 treatment and then are referred to our state hospitals for forensic
22 competency evaluation and restoration services, with members as
23 provided in this subsection.

24 (i) The president of the senate shall appoint one member from
25 each of the two largest caucuses of the senate.

26 (ii) The speaker of the house of representatives shall appoint
27 one member from each of the two largest caucuses of the house of
28 representatives.

29 (iii) The health care authority shall appoint the following
30 members:

31 (A) The director of the health care authority or his or her
32 designee;

33 (B) The secretary of the department of social and health services
34 or his or her designee;

35 (C) The chief executive officer of western state hospital or his
36 or her designee;

37 (D) The chief executive officer of eastern state hospital or his
38 or her designee;

39 (E) The Washington state attorney general or his or her designee;

1 (F) Two individuals with lived experience of involuntary civil
2 commitment for behavioral health;

3 (G) Two individuals with lived experience as a family member of a
4 person who experienced involuntary civil commitment for behavioral
5 health;

6 (H) A representative of:

7 (I) The Washington state hospital association;

8 (II) The Washington designated crisis responder association;

9 (III) Behavioral health administrative services organizations;

10 (IV) King county;

11 (V) Spokane county;

12 (VI) The Washington association of prosecuting attorneys;

13 (VII) The Washington defender association; and

14 (VIII) A services provider for forensically involved individuals;

15 and

16 (I) Up to two members from the state hospital employees exclusive
17 bargaining unit representative, at least one of whom must have direct
18 experience working with patients at state hospitals who have a
19 history of violence.

20 (b) The task force shall choose as its cochairs one person from
21 among its legislative members and one person from among its executive
22 branch members. The health care authority shall convene the first
23 meeting of the task force by June 30, 2022.

24 (c) The task force shall review the following issues in terms of
25 those individuals who have a history of one or more acts of violence:

26 (i) Solutions to provide appropriate treatment for persons who
27 experience difficulty obtaining placement in local evaluation and
28 treatment facilities or secure withdrawal management and
29 stabilization facilities due to a history of one or more violent acts
30 as that term is defined under chapter 71.05 RCW; and

31 (ii) Acceptable procedures for obtaining needed medical clearance
32 for involuntary treatment with a goal to reduce or avoid the use of
33 emergency departments.

34 (d) Staff support for the task force must be provided by the
35 health care authority.

36 (e) Legislative members of the task force are reimbursed for
37 travel expenses in accordance with RCW 44.04.120. Nonlegislative
38 members are not entitled to be reimbursed for travel expenses if they
39 are elected officials or are participating on behalf of an employer,

1 governmental entity, or other organization. Any reimbursement for
2 other nonlegislative members is subject to chapter 43.03 RCW.

3 (f) Task force expenditures for legislative members are subject
4 to approval by the senate facilities and operations committee and the
5 house of representatives executive rules committee, or their
6 successor committees.

7 (g) The task force shall report preliminary findings and
8 recommendations to the governor and appropriate committees of the
9 legislature by October 15, 2022, and issue its final recommendations
10 to the governor and appropriate committees of the legislature by
11 December 1, 2022.

12 (112) \$3,990,000 of the general fund—state appropriation for
13 fiscal year 2023 is provided solely with the downtown emergency
14 service center to contract for three behavioral health response teams
15 in King county. These teams must collaborate with regional outreach
16 teams and agencies throughout King county and follow up with
17 individuals after an acute crisis episode for up to three months to
18 establish long-term community linkages and referrals to behavioral
19 health treatment.

20 (113) \$759,000 of the general fund—state appropriation for fiscal
21 year 2023 and \$759,000 of the general fund—federal appropriation are
22 provided solely for the authority to extend continuous eligibility
23 for apple health to children ages zero to six with income at or below
24 215 percent of the federal poverty level. The centers for medicare
25 and medicaid services must approve the 1115 medicaid waiver prior to
26 the implementation of this policy.

27 (114) \$2,850,000 of the general fund—state appropriation for
28 fiscal year 2023 is provided solely for the department to contract
29 with the King county behavioral health administrative services
30 organization to increase the number of mobile crisis teams in the
31 county and to increase the service delivery capability of the mobile
32 crisis system in the county.

33 **Sec. 216.** 2021 c 334 s 216 (uncodified) is amended to read as
34 follows:

35 **FOR THE HUMAN RIGHTS COMMISSION**

36 General Fund—State Appropriation (FY 2022). ((~~\$2,946,000~~))
37 \$3,214,000
38 General Fund—State Appropriation (FY 2023). ((~~\$2,966,000~~))

1		<u>\$3,603,000</u>
2	General Fund—Federal Appropriation.	((\$2,572,000))
3		<u>\$2,715,000</u>
4	TOTAL APPROPRIATION.	((\$8,484,000))
5		<u>\$9,532,000</u>

6 The appropriations in this section are subject to the following
7 conditions and limitations: \$1,000 of the general fund—state
8 appropriation for fiscal year 2022 and \$1,000 of the general fund—
9 state appropriation for fiscal year 2023 are provided solely for the
10 implementation of Senate Bill No. 5027 (television closed captions).
11 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
12 ~~in this subsection shall lapse.~~)

13 **Sec. 217.** 2021 c 334 s 217 (uncodified) is amended to read as
14 follows:

15 **FOR THE BOARD OF INDUSTRIAL INSURANCE APPEALS**

16	Worker and Community Right to Know Fund—State	
17	Appropriation.	\$10,000
18	Accident Account—State Appropriation.	((\$24,093,000))
19		<u>\$25,185,000</u>
20	Medical Aid Account—State Appropriation.	((\$24,090,000))
21		<u>\$25,183,000</u>
22	TOTAL APPROPRIATION.	((\$48,193,000))
23		<u>\$50,378,000</u>

24 The appropriations in this section are subject to the following
25 conditions and limitations: \$12,000 of the accident account—state
26 appropriation and \$10,000 of the medical aid account—state
27 appropriation are provided solely for the implementation of Engrossed
28 Substitute House Bill No. 1097 (worker safety pandemic response).
29 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
30 ~~in this subsection shall lapse.~~)

31 **Sec. 218.** 2021 c 334 s 218 (uncodified) is amended to read as
32 follows:

33 **FOR THE CRIMINAL JUSTICE TRAINING COMMISSION**

34	General Fund—State Appropriation (FY 2022).	((\$34,677,000))
35		<u>\$38,732,000</u>
36	General Fund—State Appropriation (FY 2023).	((\$34,509,000))

1		<u>\$49,662,000</u>
2	General Fund—Private/Local Appropriation.	((\$5,961,000))
3		<u>\$8,016,000</u>
4	Death Investigations Account—State Appropriation.	((\$1,216,000))
5		<u>\$1,598,000</u>
6	Municipal Criminal Justice Assistance Account—State	
7	Appropriation.	\$460,000
8	Washington Auto Theft Prevention Authority Account—	
9	State Appropriation.	\$7,167,000
10	<u>Washington Internet Crimes Against Children Account—</u>	
11	<u>State Appropriation.</u>	<u>\$2,270,000</u>
12	24/7 Sobriety Account—State Appropriation.	\$20,000
13	TOTAL APPROPRIATION.	((\$84,010,000))
14		<u>\$107,925,000</u>

15 The appropriations in this section are subject to the following
16 conditions and limitations:

17 (1) \$5,000,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$5,000,000 of the general fund—state appropriation for
19 fiscal year 2023, are provided to the Washington association of
20 sheriffs and police chiefs solely to verify the address and residency
21 of registered sex offenders and kidnapping offenders under RCW
22 9A.44.130.

23 (2) ((~~\$1,504,000~~)) \$3,393,000 of the general fund—state
24 appropriation for fiscal year 2022 and ((~~\$1,513,000~~)) \$5,317,000 of
25 the general fund—state appropriation for fiscal year 2023 are
26 provided solely for 75 percent of the costs of providing ((~~five~~))
27 four and one-half additional statewide basic law enforcement
28 trainings in ((each)) fiscal year 2022 and eight and one-half
29 additional statewide basic law enforcement trainings in fiscal year
30 2023 bringing total classes to 19.5 in fiscal year 2022 and 23.5 in
31 fiscal year 2023. The criminal justice training commission must
32 schedule its funded classes to minimize wait times throughout each
33 fiscal year and meet statutory wait time requirements. The criminal
34 justice training commission must track and report the average wait
35 time for students at the beginning of each class and provide the
36 findings in an annual report to the legislature due in December of
37 each year. At least three classes must be held in Spokane each year.

38 (3) The criminal justice training commission may not run a basic
39 law enforcement academy class of fewer than 30 students.

1 (4) (~~(\$429,000 of the general fund state appropriation for fiscal~~
2 ~~year 2022 and \$429,000 of the general fund state appropriation for~~
3 ~~fiscal year 2023 are provided solely for expenditure into the~~
4 ~~nonappropriated Washington internet crimes against children account)~~)
5 \$2,270,000 of the Washington internet crimes against children account
6 —state appropriation is provided solely for the implementation of
7 chapter 84, Laws of 2015.

8 (5) (~~(\$5,000,000)~~) \$4,000,000 of the general fund—state
9 appropriation for fiscal year 2022 and (~~(\$5,000,000)~~) \$4,000,000 of
10 the general fund—state appropriation for fiscal year 2023 are
11 provided solely for the mental health field response team program
12 administered by the Washington association of sheriffs and police
13 chiefs. The association must distribute \$7,000,000 in grants to the
14 phase one and phase two regions as outlined in the settlement
15 agreement under *Trueblood, et. al. v. Department of Social and Health*
16 *Services, et. al.*, U.S. District Court-Western District, Cause No.
17 14-cv-01178-MJP. The association must submit an annual report to the
18 Governor and appropriate committees of the legislature by September
19 1st of each year of the biennium. The report shall include best
20 practice recommendations on law enforcement and behavioral health
21 field response and include outcome measures on all grants awarded.

22 (6) \$899,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$899,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for crisis intervention training
25 for the phase one regions as outlined in the settlement agreement
26 under *Trueblood, et. al. v. Department of Social and Health Services,*
27 *et. al.*, U.S. District Court-Western District, Cause No. 14-cv-01178-
28 MJP.

29 (7) (~~(\$1,216,000)~~) \$1,598,000 of the death investigations account
30 —state appropriation is provided solely for the commission to provide
31 240 hours of medicolegal forensic investigation training to coroners
32 and medical examiners to meet the recommendations of the national
33 commission on forensic science for certification and accreditation.

34 (8) \$13,000 of the general fund—state appropriation for fiscal
35 year 2022, \$26,000 of the general fund—state appropriation for fiscal
36 year 2023, and \$12,000 of the general fund—local appropriation are
37 provided solely for an increase in vendor rates on the daily meals
38 provided to basic law enforcement academy recruits during their
39 training.

1 (9) (a) \$200,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$200,000 of the general fund—state appropriation
3 for fiscal year 2023 are provided solely to implement chapter 378,
4 Laws of 2019 (alternatives to arrest/jail).

5 (b) \$300,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$300,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for evaluation of grant-funded
8 programs under chapter 378, Laws of 2019 (alternatives to arrest/
9 jail).

10 (10) \$750,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$750,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for the Washington association
13 of sheriffs and police chiefs to administer the sexual assault kit
14 initiative project under RCW 36.28A.430, to assist multidisciplinary
15 community response teams seeking resolutions to cases tied to
16 previously unsubmitted sexual assault kits, and to provide support to
17 survivors of sexual assault offenses. The commission must report to
18 the governor and the chairs of the senate committee on ways and means
19 and the house of representatives committee on appropriations by June
20 30, 2022, on the number of sexual assault kits that have been tested,
21 the number of kits remaining to be tested, the number of sexual
22 assault cases that had hits to other crimes, the number of cases that
23 have been reinvestigated, the number of those cases that were
24 reinvestigated using state funding under this appropriation, and the
25 local jurisdictions that were a recipient of a grant under the sexual
26 assault kit initiative project.

27 (11) \$20,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$20,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for a helmet distribution
30 program in order to reduce traumatic brain injuries throughout the
31 state. Of these amounts:

32 (a) \$10,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$10,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for a grant to the Washington
35 fire chiefs association to provide helmets to persons contacted by an
36 official of a local fire department for not wearing a helmet while
37 riding a skateboard or bicycle; and

38 (b) \$10,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$10,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely to the Washington association of
2 sheriffs and police chiefs to distribute to local law enforcement
3 agencies to provide helmets to persons contacted by an official of a
4 local law enforcement agency for not wearing a helmet while riding a
5 skateboard or bicycle.

6 (12) \$307,000 of the general fund—state appropriation for fiscal
7 year 2022 is provided solely for chapter 294, Laws of 2020 (critical
8 stress management programs).

9 (13) \$727,000 of the general fund—state appropriation for fiscal
10 year 2022, \$727,000 of the general fund—state appropriation for
11 fiscal year 2023, and \$248,000 of the general fund—local
12 appropriation are provided solely for chapter 119, Laws of 2020
13 (correctional officer certification).

14 (14) \$406,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$408,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided to the Washington association of
17 sheriffs and police chiefs solely to establish a behavioral health
18 support and suicide prevention program for law enforcement officers.
19 The program will begin with grants to three pilot locations and will
20 leverage access to mental health professionals, critical stress
21 management, and resiliency training.

22 (15) \$1,883,000 of the general fund—state appropriation for
23 fiscal year 2022 and \$1,986,000 of the general fund—state
24 appropriation for fiscal year 2023 are provided solely for
25 implementation of Engrossed Second Substitute Senate Bill No. 5051
26 (peace officer oversight). ~~((If the bill is not enacted by June 30,~~
27 ~~2021, the amounts provided in this subsection shall lapse.))~~

28 (16) \$474,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$446,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for implementation of Substitute
31 Senate Bill No. 5066 (officer duty to intervene). ~~((If the bill is~~
32 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
33 ~~shall lapse.))~~

34 (17) \$151,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$148,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely to support the participation of
37 the Washington association of sheriffs and police chiefs in the joint
38 legislative task force on jail standards created in section 957 of
39 this act.

1 (18) \$374,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$296,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the implementation of
4 Engrossed Substitute House Bill No. 1267 (office of independent
5 investigations). (~~If the bill is not enacted by June 30, 2021, the~~
6 ~~amounts provided in this subsection shall lapse.~~)

7 (19) \$31,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$31,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the implementation of
10 Substitute House Bill No. 1088 (impeachment disclosures). (~~If the~~
11 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
12 ~~subsection shall lapse.~~)

13 (20) \$269,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$261,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the implementation of House
16 Bill No. 1001 (law enforcement professional development). (~~If the~~
17 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
18 ~~subsection shall lapse.~~)

19 (21) \$25,000 of the general fund—state appropriation for fiscal
20 year 2022 is provided solely for the implementation of Engrossed
21 Substitute House Bill No. 1054 (peace officer tactics and equipment).
22 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
23 ~~this subsection shall lapse.~~)

24 (22) \$40,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$40,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the implementation of
27 Engrossed Second Substitute House Bill No. 1310 (use of force). (~~If~~
28 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
29 ~~this subsection shall lapse.~~)

30 (23) \$25,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$25,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the implementation of
33 Engrossed Substitute House Bill No. 1109 (victims of sexual assault).
34 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
35 ~~in this subsection shall lapse.~~)

36 (24) \$30,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$30,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for additional grants to local
39 jurisdictions to investigate instances where a purchase or transfer

1 of a firearm was attempted by an individual who is prohibited from
2 owning or possessing a firearm.

3 (25) \$2,500,000 of the general fund—state appropriation for
4 fiscal year 2023 is provided solely for the criminal justice training
5 commission to provide grant funding to local law enforcement agencies
6 to support law enforcement wellness programs. Of the amount provided
7 in this subsection:

8 (a) \$1,500,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for the commission to provide grants to
10 local law enforcement agencies for the purpose of establishing
11 officer wellness programs. Grants provided under this subsection may
12 be used for, but not limited to building resilience, injury
13 prevention, peer support programs, physical fitness, proper
14 nutrition, stress management, suicide prevention, and physical or
15 behavioral health services. The commission must consult with a
16 representative from the Washington association of sheriffs and police
17 chiefs and a representative of the Washington state fraternal order
18 of police and the Washington council of police and sheriffs in the
19 development of the grant program.

20 (b) \$1,000,000 of the general fund—state appropriation for fiscal
21 year 2023 is provided solely for the Washington association of
22 sheriffs and police chiefs to establish and coordinate an online or
23 mobile-based application for any Washington law enforcement officer;
24 911 operator or dispatcher; and any other current or retired employee
25 of a Washington law enforcement agency, and their families, to
26 anonymously access on-demand wellness techniques, suicide prevention,
27 resilience, physical fitness, nutrition, and other behavioral health
28 and wellness supports.

29 (26) \$184,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$185,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the hiring of an assistant
32 director for the criminal justice training commission certification
33 unit.

34 (27) \$290,000 of the general fund—state appropriation for fiscal
35 year 2023 is provided solely for academy training for limited
36 authority Washington peace officers employed by the Washington state
37 gambling commission, Washington state liquor and cannabis board,
38 Washington state parks and recreation commission, department of
39 natural resources, and the office of the insurance commissioner.

1 (a) Up to 30 officers must be admitted to attend the basic law
2 enforcement academy and up to 30 officers must be admitted to attend
3 basic law enforcement equivalency academy.

4 (b) Allocation of the training slots amongst the agencies must be
5 based on the earliest application date to the commission. Training
6 does not need to commence within six months of employment.

7 (c) The state agencies must reimburse the commission for the
8 actual cost of training.

9 (28) \$1,575,000 of the general fund—state appropriation for
10 fiscal year 2023 is provided solely to the Washington association of
11 sheriffs and police chiefs to distribute to local law enforcement
12 agencies for training of chapter 324, Laws of 2021 (permissible uses
13 of force).

14 (29) \$2,150,000 of the general fund—state appropriation for
15 fiscal year 2023 is provided solely to the Washington association of
16 sheriffs and police chiefs to distribute to local law enforcement
17 agencies for training of chapter 321, Laws of 2021 (duty to
18 intervene).

19 (30) \$525,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely to the Washington association of
21 sheriffs and police chiefs to distribute to local law enforcement
22 agencies for training required under Substitute House Bill No. 1735
23 (use of force by peace officers). If the bill is not enacted by June
24 30, 2022, the amounts provided in this subsection shall lapse.

25 (31) \$1,050,000 of the general fund—state appropriation for
26 fiscal year 2023 is provided solely to the Washington association of
27 sheriffs and police chiefs to distribute to local law enforcement
28 agencies for training required under Engrossed Substitute House Bill
29 No. 2037 (use of force by peace officers). If the bill is not enacted
30 by June 30, 2022, the amounts provided in this subsection shall
31 lapse.

32 (32) \$525,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely to the Washington association of
34 sheriffs and police chiefs to distribute to local law enforcement
35 agencies for training required under Engrossed Senate Bill No. 5919
36 (use of force by peace officers). If the bill is not enacted by June
37 30, 2022, the amounts provided in this subsection shall lapse.

1 **Sec. 219.** 2021 c 334 s 219 (uncodified) is amended to read as
2 follows:

3 **FOR THE OFFICE OF INDEPENDENT INVESTIGATIONS**

4	General Fund—State Appropriation (FY 2022).	((\$7,063,000))
5		<u>\$8,487,000</u>
6	General Fund—State Appropriation (FY 2023).	((\$12,657,000))
7		<u>\$15,621,000</u>
8	TOTAL APPROPRIATION.	((\$19,720,000))
9		<u>\$24,108,000</u>

10 The appropriations in this section are subject to the following
11 conditions and limitations:

12 (1) The appropriations in this section are provided solely for
13 the implementation of Engrossed Substitute House Bill No. 1267
14 (establishing an office of independent investigations), to create an
15 office within the office of the governor for the purposes of
16 investigating deadly force incidents involving peace officers. ((If
17 the bill is not enacted by June 30, 2021, the amounts provided in
18 this subsection shall lapse.))

19 (2) \$1,295,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for contracting with the Washington
21 state patrol for laboratory-based testing and processing of crime
22 scene evidence collected during investigations.

23 (3) \$1,173,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$1,148,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for the purchase of information
26 technology equipment.

27 (4) \$251,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$251,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for contracted specialized
30 training for investigators relating to death investigations in cases
31 involving deadly force.

32 **Sec. 220.** 2021 c 334 s 220 (uncodified) is amended to read as
33 follows:

34 **FOR THE DEPARTMENT OF LABOR AND INDUSTRIES**

35	General Fund—State Appropriation (FY 2022).	((\$13,752,000))
36		<u>\$12,067,000</u>
37	General Fund—State Appropriation (FY 2023).	((\$15,492,000))
38		<u>\$24,422,000</u>

1	General Fund—Federal Appropriation.	((\$11,876,000))
2		<u>\$20,839,000</u>
3	Asbestos Account—State Appropriation.	((\$573,000))
4		<u>\$599,000</u>
5	Electrical License Account—State Appropriation.	((\$56,707,000))
6		<u>\$59,319,000</u>
7	Farm Labor Contractor Account—State Appropriation.	\$28,000
8	Worker and Community Right to Know Fund—State	
9	Appropriation.	((\$1,000,000))
10		<u>\$1,065,000</u>
11	Construction Registration Inspection Account—State	
12	Appropriation.	((\$28,947,000))
13		<u>\$30,255,000</u>
14	Public Works Administration Account—State	
15	Appropriation.	((\$9,352,000))
16		<u>\$11,224,000</u>
17	Manufactured Home Installation Training Account—	
18	State Appropriation.	((\$395,000))
19		<u>\$425,000</u>
20	Accident Account—State Appropriation.	((\$366,060,000))
21		<u>\$382,497,000</u>
22	Accident Account—Federal Appropriation.	((\$16,047,000))
23		<u>\$16,072,000</u>
24	Medical Aid Account—State Appropriation.	((\$366,663,000))
25		<u>\$381,474,000</u>
26	Medical Aid Account—Federal Appropriation.	((\$3,608,000))
27		<u>\$3,617,000</u>
28	Plumbing Certificate Account—State Appropriation.	((\$3,316,000))
29		<u>\$3,486,000</u>
30	Pressure Systems Safety Account—State Appropriation.	((\$4,582,000))
31		<u>\$4,811,000</u>
32	TOTAL APPROPRIATION.	((\$898,398,000))
33		<u>\$952,200,000</u>

34 The appropriations in this section are subject to the following
35 conditions and limitations:

36 (1) ((~~\$8,551,000~~)) \$4,363,000 of the accident account—state
37 appropriation and ((~~\$8,551,000~~)) \$4,363,000 of the medical aid
38 account—state appropriation are provided solely for the labor and
39 industries workers' compensation information system replacement

1 project. This subsection is subject to the conditions, limitations,
2 and review provided in section 701 of this act. The department must:

3 (a) Submit a report by August 1, 2021, on the quantifiable
4 deliverables accomplished in fiscal years 2020 and 2021 and the
5 amount spent by each deliverable in each of the following
6 subprojects:

7 (i) Business readiness;
8 (ii) Change readiness;
9 (iii) Commercial off the shelf procurement;
10 (iv) Customer access;
11 (v) Program foundations;
12 (vi) Independent assessment; and
13 (vii) In total by fiscal year;

14 (b) Submit quarterly data within 30 calendar days of the end of
15 each quarter, effective July 1, 2021, on:

16 (i) All of the quantifiable deliverables accomplished by
17 subprojects identified in (a)(i) through (vi) of this subsection and
18 in total and the associated expenditures by each deliverable by
19 fiscal month;

20 (ii) The contract full time equivalent charged by subprojects
21 identified in (a)(i) through (vi) of this subsection, and in total,
22 compared to the budget spending plan by month for each contracted
23 vendor and what the ensuing contract equivalent budget spending plan
24 by subprojects identified in (a)(i) through (vi) of this subsection,
25 and in total, assumes by fiscal month;

26 (iii) The performance metrics by subprojects identified in (a)(i)
27 through (vi) of this subsection, and in total, that are currently
28 used, including monthly performance data; and

29 (iv) The risks identified independently by at least the quality
30 assurance vendor and the office of the chief information officer, and
31 how the project:

32 (A) Has mitigated each risk; and
33 (B) Is working to mitigate each risk, and when it will be
34 mitigated;

35 (c) Submit the reports in (a) and (b) of this subsection to
36 fiscal and policy committees of the legislature; and

37 (d) Receive an additional gated project sign off by the office of
38 financial management, effective September 1, 2021. Prior to spending
39 any project funding in this subsection each quarter, there is an
40 additional gate of approval required for this project. The director

1 of financial management must agree that the (~~reporting data provided~~
2 ~~each quarter~~) project shows accountability, effective and
3 appropriate use of the funding, and that risks are being mitigated to
4 the spending and sign off on the spending for the ensuing quarter.

5 (2) \$250,000 of the medical aid account—state appropriation and
6 \$250,000 of the accident account—state appropriation are provided
7 solely for the department of labor and industries safety and health
8 assessment and research for prevention program to conduct research to
9 address the high injury rates of the janitorial workforce. The
10 research must quantify the physical demands of common janitorial work
11 tasks and assess the safety and health needs of janitorial workers.
12 The research must also identify potential risk factors associated
13 with increased risk of injury in the janitorial workforce and measure
14 workload based on the strain janitorial work tasks place on janitors'
15 bodies. The department must conduct interviews with janitors and
16 their employers to collect information on risk factors, identify the
17 tools, technologies, and methodologies used to complete work, and
18 understand the safety culture and climate of the industry. The
19 department must produce annual progress reports through the year 2022
20 or until the tools are fully developed and deployed. The annual
21 progress report must be submitted to the governor and legislature by
22 December 1st of each year such report is due.

23 (3) \$258,000 of the accident account—state appropriation and
24 \$258,000 of the medical aid account—state appropriation are provided
25 solely for the department of labor and industries safety and health
26 assessment research for prevention program to conduct research to
27 prevent the types of work-related injuries that require immediate
28 hospitalization. The department will develop and maintain a tracking
29 system to identify and respond to all immediate in-patient
30 hospitalizations and will examine incidents in defined high-priority
31 areas, as determined from historical data and public priorities. The
32 research must identify and characterize hazardous situations and
33 contributing factors using epidemiological, safety-engineering, and
34 human factors/ergonomics methods. The research must also identify
35 common factors in certain types of workplace injuries that lead to
36 hospitalization. The department must submit a report to the governor
37 and appropriate legislative committees by August 30, 2021, and
38 annually thereafter, summarizing work-related immediate
39 hospitalizations and prevention opportunities, actions that employers

1 and workers can take to make workplaces safer, and ways to avoid
2 severe injuries.

3 (4) (a) \$2,000,000 of the general fund—state appropriation for
4 fiscal year 2022 and \$2,000,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for grants to
6 promote workforce development in aerospace and aerospace related
7 supply chain industries by: Expanding the number of registered
8 apprenticeships, preapprenticeships, and aerospace-related programs;
9 and providing support for registered apprenticeships or programs in
10 aerospace and aerospace-related supply chain industries.

11 (b) Grants awarded under this section may be used for:

12 (i) Equipment upgrades or new equipment purchases for training
13 purposes;

14 (ii) New training space and lab locations to support capacity
15 needs and expansion of training to veterans and veteran spouses, and
16 underserved populations;

17 (iii) Curriculum development and instructor training for industry
18 experts;

19 (iv) Tuition assistance for degrees in engineering and high-
20 demand degrees that support the aerospace industry; and

21 (v) Funding to increase capacity and availability of child care
22 options for shift work schedules.

23 (c) An entity is eligible to receive a grant under this
24 subsection if it is a nonprofit, nongovernmental, or institution of
25 higher education that provides training opportunities, including
26 apprenticeships, preapprenticeships, preemployment training,
27 aerospace-related degree programs, or incumbent worker training to
28 prepare workers for the aerospace and aerospace-related supply chain
29 industries.

30 (d) The department may use up to 5 percent of these funds for
31 administration of these grants.

32 (5) \$3,632,000 of the accident account—state appropriation and
33 \$876,000 of the medical aid account—state appropriation are provided
34 solely for the creation of an agriculture compliance unit within the
35 division of occupational safety and health. The compliance unit will
36 perform compliance inspections and provide bilingual outreach to
37 agricultural workers and employers.

38 (6) \$2,849,000 of the construction registration inspection
39 account—state appropriation, \$152,000 of the accident account—state

1 appropriation, and \$31,000 of the medical aid account—state
2 appropriation are provided solely for the conveyance management
3 system replacement project and are subject to the conditions,
4 limitations, and review provided in section 701 of this act.

5 (7) (~~(\$4,380,000)~~) (a) \$4,044,000 of the medical aid account—
6 state appropriation is provided solely for the implementation of the
7 provider credentialing system project and is subject to the
8 conditions, limitations, and review provided in section 701 of this
9 act.

10 (b) \$336,000 of the medical aid account—state appropriation is
11 provided solely for the maintenance and operation of the provider
12 credentialing project.

13 (8) \$530,000 of the accident account—state appropriation and
14 \$94,000 of the medical aid account—state appropriation are provided
15 solely for the department to conduct infectious disease rule making
16 to ensure the state has general guidelines to follow in the case of
17 an infectious disease outbreak and to provide education and outreach.

18 (9) \$334,000 of the accident account—state appropriation and
19 \$60,000 of the medical aid account—state appropriation are provided
20 for the maintenance and operating costs of the isolated worker
21 protection information technology project.

22 (10) \$125,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$125,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the department to analyze
25 patients who are maintained on chronic opioids. The department must
26 submit a report of its findings to the governor and the appropriate
27 committees of the legislature no later than October 1, 2023. The
28 report shall include analysis of patient data, describing the
29 characteristics of patients who are maintained on chronic opioids and
30 their clinical needs, and a preliminary evaluation of potential
31 interventions to improve care and reduce harms in this population.

32 (11) \$100,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$50,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for a grant to an organization
35 in Pierce county experienced in providing peer-to-peer training, in
36 order to develop and implement a program aimed at reducing workplace
37 sexual harassment in the agricultural sector, with the following
38 deliverables:

1 (a) Peer-to-peer training and evaluation of sexual harassment
2 training curriculum; and

3 (b) The building of a statewide network of peer trainers as
4 farmworker leaders whose primary purpose is to prevent workplace
5 sexual harassment and assault through leadership, education, and
6 other tools.

7 (12) \$150,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$100,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for a work group to investigate
10 how to make Washington's industrial insurance system easier to access
11 for employers and hiring entities to provide industrial insurance
12 coverage for domestic workers.

13 (a) Domestic workers include, but are not limited to:
14 Housecleaners, nannies, gardeners, and day laborers, including but
15 not limited to those who may perform maintenance or repair work in or
16 about the private home of the employer or hiring entity.

17 (b) The work group shall make recommendations to the governor and
18 appropriate legislative committees on legislative, regulatory, or
19 other changes that would make the industrial insurance system easier
20 for day laborers and their employers to access. This work group will
21 also explore the possible role of intermediary nonprofit
22 organizations that assist and refer domestic workers and day
23 laborers.

24 (c) The work group shall be comprised of the following
25 representatives, to be appointed by the governor by July 1, 2021:

26 (i) Two representatives who are directly impacted domestic
27 workers who work for private home employers or hiring entities;

28 (ii) Two representatives who are directly impacted day laborers
29 who work for private home employers or hiring entities;

30 (iii) Two representatives from unions, workers' centers, or
31 intermediary nonprofit organizations that assist and/or refer such
32 directly impacted workers;

33 (iv) Two employer or hiring entity representatives who directly
34 employ or hire single domestic workers in private homes;

35 (v) One employer or hiring entity representative who directly
36 employs or hires day laborers in a private home;

37 (vi) One representative from a nonprofit organization that
38 educates and organizes household employers; and

39 (vii) Representatives from the department, serving in an ex
40 officio capacity.

1 (d) The department shall convene the work group by August 1,
2 2021, and shall meet at least once every two months and may meet
3 remotely in order to accommodate the involvement of domestic worker
4 and day laborer representatives.

5 (e) The work group shall deliver its report and recommendations
6 to the governor and the appropriate committees of the legislature no
7 later than November 4, 2022.

8 (13) ~~\$237,000~~ of the accident account—state appropriation and
9 ~~\$184,000~~ of the medical aid account—state appropriation are provided
10 solely for costs associated with the implementation of Engrossed
11 Substitute Senate Bill No. 5115 (health emergency/labor). ~~((If the
12 bill is not enacted by June 30, 2021, the amounts provided in this
13 subsection shall lapse.))~~

14 (14) ~~(\$825,000)~~ \$1,228,000 of the accident account—state
15 appropriation and ~~(\$620,000)~~ \$217,000 of the medical aid account—
16 state appropriation are provided solely for costs associated with the
17 implementation of Engrossed Substitute Senate Bill No. 5172
18 (agricultural overtime). ~~((If the bill is not enacted by June 30,
19 2021, the amounts provided in this subsection shall lapse.))~~

20 (15) \$760,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$1,393,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for the implementation of Second
23 Substitute Senate Bill No. 5183 (nonfatal strangulation). ~~((If the
24 bill is not enacted by June 30, 2021, the amounts provided in this
25 subsection shall lapse.))~~

26 (16) \$367,000 of the accident account—state appropriation and
27 \$366,000 of the medical aid account—state appropriation are provided
28 solely for the implementation of Engrossed Substitute Senate Bill No.
29 5190 (health care workers/benefits). ~~((If the bill is not enacted by
30 June 30, 2021, the amounts provided in this subsection shall lapse.))~~

31 (17) \$1,626,000 of the accident account—state appropriation and
32 \$288,000 of the medical aid account—state appropriation are provided
33 solely for the purpose of providing a temporary 7.5 percent increase
34 to the base rate of pay for the compliance field positions in the
35 following job classifications: Safety and health specialist 3, safety
36 and health specialist 4, industrial hygienist 3, and industrial
37 hygienist 4, who are responsible for inspections, investigations, and
38 enforcement related to the COVID-19 pandemic, not including
39 consultation staff within these classifications. The increase shall

1 be effective July 1, 2021, until June 30, 2023. Expenditure of the
2 amount provided for this purpose is contingent upon execution of an
3 appropriate memorandum of understanding between the governor or the
4 governor's designee and the exclusive bargaining representative,
5 consistent with the terms of this subsection.

6 (18) \$298,000 of the accident account—state appropriation and
7 \$53,000 of the medical aid account—state appropriation are provided
8 solely for the implementation of Engrossed Substitute House Bill No.
9 1097 (increasing worker protections). ~~((If the bill is not enacted by
10 June 30, 2021, the amounts provided in this subsection shall lapse.))~~

11 (19) \$1,360,000 of the accident account—state appropriation and
12 \$240,000 of the medical aid account—state appropriation are provided
13 solely for the department of labor and industries, in coordination
14 with the Washington state apprenticeship training council, to
15 establish behavioral health apprenticeship programs. The behavioral
16 health apprenticeship programs shall be administered by the
17 Washington state apprenticeship training council. The amounts
18 provided in this subsection must be used to compensate behavioral
19 health providers for the incurred operating costs associated with the
20 apprenticeship program, including apprentice compensation, staff
21 support and supervision of apprentices, development of on-the-job
22 training catalogs for apprentices, and provider incentives for
23 implementing a behavioral health apprenticeship program. In awarding
24 this funding, special preference must be given to small or rural
25 behavioral health providers and those that serve higher percentages
26 of individuals from black, indigenous, and people of color
27 communities.

28 (20) \$65,000 of the accident account—state appropriation and
29 \$66,000 of the medical aid account—state appropriation are provided
30 solely for the implementation of Substitute House Bill No. 1455
31 (social security/L&I & ESD). ~~((If the bill is not enacted by June 30,
32 2021, the amounts provided in this subsection shall lapse.))~~

33 (21) \$584,000 of the accident account—state appropriation and
34 \$584,000 of the medical aid account—state appropriation are provided
35 solely for costs associated with staff overtime affiliated with the
36 state emergency operations center. Prior to utilizing these funds,
37 the department of labor and industries must collaborate with the
38 military department to determine if any overtime costs may be

1 eligible for reimbursement from the federal emergency management
2 agency.

3 (22) \$961,000 of the accident account—state appropriation and
4 \$169,000 of the medical aid account—state appropriation are provided
5 solely for enhancements to the apprenticeship registration and
6 tracking computer system to align data collection with federal
7 regulations and to create functionality that allows for web-based
8 document uploading. This project is subject to the conditions,
9 limitations, and review provided in section 701 of this act.

10 (23) \$350,000 of the accident account—state appropriation and
11 \$350,000 of the medical aid account—state appropriation are provided
12 solely for the completion of the licensing and certification
13 administrators IT project to meet the implementation requirements of
14 chapter 277, Laws of 2020 (SHB 2409). This project is subject to the
15 conditions, limitations, and review provided in section 701 of this
16 act.

17 (24) \$94,000 of the medical aid account—state appropriation is
18 provided solely to cover the overhead rent costs to increase the
19 number of labor and industry vocational specialists embedded in
20 WorkSource offices.

21 (25) \$616,000 of the public works administration account—state
22 appropriation is provided solely to expand capacity to investigate
23 and enforce prevailing-wage complaints.

24 (26) \$794,000 of the public works administration account—state
25 appropriation is provided solely for planning and requirements
26 gathering to make system improvements to the prevailing wage program
27 information technology system. Of the amount in this subsection,
28 \$300,000 is for two permanent information technology developers to
29 maintain the system. This project is subject to the conditions,
30 limitations, and review provided in section 701 of this act.

31 (27) \$2,500,000 of the general fund—state appropriation for
32 fiscal year 2023 is provided solely to create and administer a grant
33 program intended to modernize the technology and remote learning
34 infrastructure within existing state registered apprenticeship
35 programs as provided in Engrossed Second Substitute Senate Bill No.
36 5600 (apprenticeship programs). If the bill is not enacted by June
37 30, 2022, the amount provided in this subsection shall lapse. Grant
38 applications must include a plan to sustain the investment over time.

1 Up to five percent of the total amount provided in this subsection
2 can be used to cover administrative expenses.

3 (28) \$4,000,000 of the general fund—state appropriation for
4 fiscal year 2023 is provided solely to create and administer a grant
5 program intended to upgrade apprenticeship program equipment to
6 better replicate conditions on the job during the training of
7 apprentices as provided in Engrossed Second Substitute Senate Bill
8 No. 5600 (apprenticeship programs). If the bill is not enacted by
9 June 30, 2022, the amount provided in this subsection shall lapse.
10 The grant program is limited to state registered apprenticeship
11 programs. Up to five percent of the total within this subsection can
12 be used to cover administrative expenses.

13 (29) \$2,000,000 of the general fund—state appropriation for
14 fiscal year 2023 is provided solely to create and administer a grant
15 program intended to provide wraparound support services to mitigate
16 barriers to beginning or participating in state registered
17 apprenticeship programs as provided in Engrossed Second Substitute
18 Senate Bill No. 5600 (apprenticeship programs). If the bill is not
19 enacted by June 30, 2022, the amount provided in this subsection
20 shall lapse. Up to five percent of the amount provided in this
21 subsection may be used to cover administrative expenses.

22 (30) \$12,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for vouchers to cover the cost of
24 driver's education courses for minors enrolled in a state registered
25 apprenticeship program as provided in Engrossed Second Substitute
26 Senate Bill No. 5600 (apprenticeship programs). If the bill is not
27 enacted by June 30, 2022, the amount provided in this subsection
28 shall lapse.

29 (31) \$205,000 of the general fund—state appropriation for fiscal
30 year 2023 is provided solely to start conducting a four-year
31 retention study of state registered apprentices as provided in
32 Engrossed Second Substitute Senate Bill No. 5600 (apprenticeship
33 programs). If the bill is not enacted by June 30, 2022, the amount
34 provided in this subsection shall lapse. The study shall include the
35 collection of data from all apprentices three months into their
36 apprenticeship to understand challenges and barriers they face
37 towards program participation. The aggregate data by trade must be
38 displayed on a publicly available dashboard. Study data must be
39 provided with apprenticeship coordinators to implement an early

1 response to connect apprentices with needed supports. The department
2 shall submit an annual report to the governor and appropriate
3 legislative committees beginning June 30, 2023.

4 (32) \$100,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely for the department to explore
6 requirements needed to create a centralized technical support system
7 for new nontraditional apprenticeship programs to help applicants
8 navigate and start the process.

9 (33) \$207,000 of the general fund—state appropriation for fiscal
10 year 2023 is provided solely for implementation of Substitute Senate
11 Bill No. 5814 (child abuse/medical evaluation). If the bill is not
12 enacted by June 30, 2022, the amount provided in this subsection
13 shall lapse.

14 (34) \$191,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for implementation of Engrossed Second
16 Substitute Senate Bill No. 5600 (apprenticeship programs). If the
17 bill is not enacted by June 30, 2022, the amount provided in this
18 subsection shall lapse.

19 (35) \$454,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for implementation of Substitute Senate
21 Bill No. 5714 (solar canopies tax deferral). If the bill is not
22 enacted by June 30, 2022, the amount provided in this subsection
23 shall lapse.

24 (36) \$412,000 of the accident account—state appropriation and
25 \$73,000 of the medical aid account—state appropriation are provided
26 solely to implement Engrossed Substitute Senate Bill No. 5761 (wage
27 and salary information). If the bill is not enacted by June 30, 2022,
28 the amounts provided in this subsection shall lapse.

29 (37) \$500,000 of the general fund—state appropriation for fiscal
30 year 2023 is provided solely for a grant to a nonprofit organization
31 that will support development, outreach, and recruitment to provide
32 job readiness skills and apprenticeship training to public school
33 paraeducators to support college degree attainment to become
34 certified teachers. The grant recipient must be a nonprofit
35 organization serving classified public school employees statewide.

36 (38) \$1,000,000 of the general fund—state appropriation for
37 fiscal year 2023 is provided solely to create a certified nursing
38 assistant model joint labor-management apprenticeship program to
39 address the certified nursing assistant staffing crisis in skilled

1 nursing facilities by improving workforce recruitment and retention,
2 reducing barriers to entry, and restoring the pipeline of entry level
3 health care professionals into skilled nursing facilities.

4 **Sec. 221.** 2021 c 334 s 221 (uncodified) is amended to read as
5 follows:

6 **FOR THE DEPARTMENT OF VETERANS AFFAIRS**

7 (1) The appropriations in this section are subject to the
8 following conditions and limitations:

9 (a) The department of veterans affairs shall not initiate any
10 services that will require expenditure of state general fund moneys
11 unless expressly authorized in this act or other law. The department
12 may seek, receive, and spend, under RCW 43.79.260 through 43.79.282,
13 federal moneys that are unrelated to the coronavirus response and not
14 anticipated in this act as long as the federal funding does not
15 require expenditure of state moneys for the program in excess of
16 amounts anticipated in this act. If the department receives
17 unanticipated unrestricted federal moneys that are unrelated to the
18 coronavirus response, those moneys must be spent for services
19 authorized in this act or in any other legislation that provides
20 appropriation authority, and an equal amount of appropriated state
21 moneys shall lapse. Upon the lapsing of any moneys under this
22 subsection, the office of financial management shall notify the
23 legislative fiscal committees. As used in this subsection,
24 "unrestricted federal moneys" includes block grants and other funds
25 that federal law does not require to be spent on specifically defined
26 projects or matched on a formula basis by state funds.

27 (b) Each year, there is fluctuation in the revenue collected to
28 support the operation of the state veteran homes. When the department
29 has foreknowledge that revenue will decrease, such as from a loss of
30 census or from the elimination of a program, the legislature expects
31 the department to make reasonable efforts to reduce expenditures in a
32 commensurate manner and to demonstrate that it has made such efforts.
33 In response to any request by the department for general fund—state
34 appropriation to backfill a loss of revenue, the legislature shall
35 consider the department's efforts in reducing its expenditures in
36 light of known or anticipated decreases to revenues.

37 (2) HEADQUARTERS

38 General Fund—State Appropriation (FY 2022) (~~(\$3,966,000)~~)

1		<u>\$4,087,000</u>
2	General Fund—State Appropriation (FY 2023)	((\$3,791,000))
3		<u>\$4,211,000</u>
4	Charitable, Educational, Penal, and Reformatory	
5	Institutions Account—State Appropriation	\$10,000
6	TOTAL APPROPRIATION	((\$7,767,000))
7		<u>\$8,308,000</u>
8	(3) FIELD SERVICES	
9	General Fund—State Appropriation (FY 2022)	((\$8,121,000))
10		<u>\$8,128,000</u>
11	General Fund—State Appropriation (FY 2023)	((\$7,878,000))
12		<u>\$8,192,000</u>
13	General Fund—Federal Appropriation	((\$4,412,000))
14		<u>\$9,116,000</u>
15	General Fund—Private/Local Appropriation	((\$4,959,000))
16		<u>\$6,730,000</u>
17	Veteran Estate Management Account—Private/Local	
18	Appropriation	\$717,000
19	TOTAL APPROPRIATION	((\$26,087,000))
20		<u>\$32,883,000</u>

21 The appropriations in this subsection are subject to the
22 following conditions and limitations:

23 (a) \$449,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$449,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for supporting the statewide
26 plan to reduce suicide among service members, veterans, and their
27 families. No later than December 1, 2022, the department must submit
28 to the appropriate fiscal committees of the legislature a report that
29 describes how the funding provided in this subsection was spent,
30 including the numbers of individuals served and the types of services
31 provided.

32 (b) \$233,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$233,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for the traumatic brain injury
35 program to reduce homelessness, domestic violence, and intimate
36 partner violence impacts to the behavioral health system and justice
37 system. No later than December 1, 2022, the department must submit to
38 the appropriate fiscal committees of the legislature a report that

1 describes how the funding provided in this subsection was spent,
2 including the numbers of individuals served and the types of services
3 provided.

4 (c) \$300,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$300,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for two veterans service
7 officers, one located in eastern Washington and one located in
8 western Washington.

9 (4) (~~INSTITUTIONAL SERVICES~~) STATE VETERANS HOMES PROGRAM

10 General Fund—State Appropriation (FY 2022).	(\$10,991,000)
	<u>\$16,756,000</u>
12 General Fund—State Appropriation (FY 2023).	(\$12,510,000)
	<u>\$23,897,000</u>
14 General Fund—Federal Appropriation.	(\$108,522,000)
	<u>\$110,588,000</u>
16 General Fund—Private/Local Appropriation.	(\$21,794,000)
	<u>\$18,632,000</u>
18 TOTAL APPROPRIATION.	(\$153,817,000)
	<u>\$169,873,000</u>

20 The appropriations in this subsection are subject to the
21 following conditions and limitations:

22 (a) If the department receives additional unanticipated federal
23 resources that are unrelated to the coronavirus response at any point
24 during the remainder of the 2021-2023 fiscal biennium, an equal
25 amount of general fund—state must be placed in unallotted status so
26 as not to exceed the total appropriation level specified in this
27 subsection. The department may submit as part of the policy level
28 budget submittal documentation required by RCW 43.88.030 a request to
29 maintain the general fund—state resources that were unallotted as
30 required by this subsection.

31 (b) \$234,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$222,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely to implement Substitute House
34 Bill No. 1218 (long-term care residents). (~~If the bill is not~~
35 ~~enacted by June 30, 2021, the amounts provided in this subsection~~
36 ~~shall lapse.~~)

37 (5) CEMETERY SERVICES

38 General Fund—State Appropriation (FY 2022).	\$85,000
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1	General Fund—State Appropriation (FY 2023)	((\$101,000))
2		<u>\$130,000</u>
3	General Fund—Federal Appropriation	\$710,000
4	TOTAL APPROPRIATION	((\$896,000))
5		<u>\$925,000</u>

6 **Sec. 222.** 2021 c 334 s 222 (uncodified) is amended to read as
7 follows:

8 **FOR THE DEPARTMENT OF HEALTH**

9	General Fund—State Appropriation (FY 2022)	((\$99,870,000))
10		<u>\$120,491,000</u>
11	General Fund—State Appropriation (FY 2023)	((\$96,638,000))
12		<u>\$128,406,000</u>
13	General Fund—Federal Appropriation	((\$569,921,000))
14		<u>\$580,680,000</u>
15	General Fund—Private/Local Appropriation	((\$234,627,000))
16		<u>\$248,242,000</u>
17	Hospital Data Collection Account—State Appropriation	\$428,000
18	Health Professions Account—State Appropriation	((\$146,975,000))
19		<u>\$157,579,000</u>
20	Aquatic Lands Enhancement Account—State	
21	Appropriation	((\$633,000))
22		<u>\$637,000</u>
23	Emergency Medical Services and Trauma Care Systems	
24	Trust Account—State Appropriation	((\$10,053,000))
25		<u>\$10,109,000</u>
26	Safe Drinking Water Account—State Appropriation	((\$5,976,000))
27		<u>\$7,240,000</u>
28	Drinking Water Assistance Account—Federal	
29	Appropriation	((\$16,759,000))
30		<u>\$20,903,000</u>
31	Waterworks Operator Certification Account—State	
32	Appropriation	((\$1,978,000))
33		<u>\$2,007,000</u>
34	Drinking Water Assistance Administrative Account—	
35	State Appropriation	((\$1,604,000))
36		<u>\$1,635,000</u>
37	Site Closure Account—State Appropriation	((\$180,000))
38		<u>\$186,000</u>

1	Biotoxin Account—State Appropriation.	((\$1,675,000))
2		<u>\$1,730,000</u>
3	Model Toxics Control Operating Account—State	
4	Appropriation.	((\$7,555,000))
5		<u>\$8,164,000</u>
6	Medical Test Site Licensure Account—State	
7	Appropriation.	((\$3,187,000))
8		<u>\$3,281,000</u>
9	Secure Drug Take-Back Program Account—State	
10	Appropriation.	((\$299,000))
11		<u>\$1,435,000</u>
12	Youth Tobacco and Vapor Products Prevention Account—	
13	State Appropriation.	((\$3,222,000))
14		<u>\$3,243,000</u>
15	Dedicated Marijuana Account—State Appropriation	
16	(FY 2022).	((\$10,538,000))
17		<u>\$10,584,000</u>
18	Dedicated Marijuana Account—State Appropriation	
19	(FY 2023).	((\$10,562,000))
20		<u>\$11,000,000</u>
21	Public Health Supplemental Account—Private/Local	
22	Appropriation.	((\$3,619,000))
23		<u>\$3,708,000</u>
24	Accident Account—State Appropriation.	((\$348,000))
25		<u>\$369,000</u>
26	Medical Aid Account—State Appropriation.	((\$53,000))
27		<u>\$57,000</u>
28	<u>Statewide 988 Behavioral Health Crisis Response Line</u>	
29	<u>Account—State Appropriation.</u>	<u>\$80,000</u>
30	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
31	<u>Appropriation.</u>	<u>\$256,287,000</u>
32	TOTAL APPROPRIATION.	((\$1,226,700,000))
33		<u>\$1,578,481,000</u>

34 The appropriations in this section are subject to the following
35 conditions and limitations:

- 36 (1) The department of health shall not initiate any services that
37 will require expenditure of state general fund moneys unless
38 expressly authorized in this act or other law. The department of
39 health and the state board of health shall not implement any new or

1 amended rules pertaining to primary and secondary school facilities
2 until the rules and a final cost estimate have been presented to the
3 legislature, and the legislature has formally funded implementation
4 of the rules through the omnibus appropriations act or by statute.
5 The department may seek, receive, and spend, under RCW 43.79.260
6 through 43.79.282, federal moneys not anticipated in this act as long
7 as the federal funding does not require expenditure of state moneys
8 for the program in excess of amounts anticipated in this act. If the
9 department receives unanticipated unrestricted federal moneys, those
10 moneys shall be spent for services authorized in this act or in any
11 other legislation that provides appropriation authority, and an equal
12 amount of appropriated state moneys shall lapse. Upon the lapsing of
13 any moneys under this subsection, the office of financial management
14 shall notify the legislative fiscal committees. As used in this
15 subsection, "unrestricted federal moneys" includes block grants and
16 other funds that federal law does not require to be spent on
17 specifically defined projects or matched on a formula basis by state
18 funds.

19 (2) During the 2021-2023 fiscal biennium, each person subject to
20 RCW 43.70.110(3)(c) is required to pay only one surcharge of up to
21 twenty-five dollars annually for the purposes of RCW 43.70.112,
22 regardless of how many professional licenses the person holds.

23 (3) In accordance with RCW 43.70.110 and 71.24.037, the
24 department is authorized to adopt license and certification fees in
25 fiscal years 2022 and 2023 to support the costs of the regulatory
26 program. The department's fee schedule shall have differential rates
27 for providers with proof of accreditation from organizations that the
28 department has determined to have substantially equivalent standards
29 to those of the department, including but not limited to the joint
30 commission on accreditation of health care organizations, the
31 commission on accreditation of rehabilitation facilities, and the
32 council on accreditation. To reflect the reduced costs associated
33 with regulation of accredited programs, the department's fees for
34 organizations with such proof of accreditation must reflect the lower
35 costs of licensing for these programs than for other organizations
36 which are not accredited.

37 (4) Within the amounts appropriated in this section, and in
38 accordance with RCW 70.41.100, the department shall set fees to
39 include the full costs of the performance of inspections pursuant to
40 RCW 70.41.080.

1 (5) In accordance with RCW 43.70.110 and 71.24.037, the
2 department is authorized to adopt fees for the review and approval of
3 mental health and substance use disorder treatment programs in fiscal
4 years 2022 and 2023 as necessary to support the costs of the
5 regulatory program. The department's fee schedule must have
6 differential rates for providers with proof of accreditation from
7 organizations that the department has determined to have
8 substantially equivalent standards to those of the department,
9 including but not limited to the joint commission on accreditation of
10 health care organizations, the commission on accreditation of
11 rehabilitation facilities, and the council on accreditation. To
12 reflect the reduced costs associated with regulation of accredited
13 programs, the department's fees for organizations with such proof of
14 accreditation must reflect the lower cost of licensing for these
15 programs than for other organizations which are not accredited.

16 (6) The health care authority, the health benefit exchange, the
17 department of social and health services, the department of health,
18 and the department of children, youth, and families shall work
19 together within existing resources to establish the health and human
20 services enterprise coalition (the coalition). The coalition, led by
21 the health care authority, must be a multi-organization collaborative
22 that provides strategic direction and federal funding guidance for
23 projects that have cross-organizational or enterprise impact,
24 including information technology projects that affect organizations
25 within the coalition. The office of the chief information officer
26 shall maintain a statewide perspective when collaborating with the
27 coalition to ensure that projects are planned for in a manner that
28 ensures the efficient use of state resources, supports the adoption
29 of a cohesive technology and data architecture, and maximizes federal
30 financial participation. The work of the coalition and any project
31 identified as a coalition project is subject to the conditions,
32 limitations, and review provided in section 701 of this act.

33 (7) \$150,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$150,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for the midwifery licensure and
36 regulatory program to supplement revenue from fees. The department
37 shall charge no more than five hundred twenty-five dollars annually
38 for new or renewed licenses for the midwifery program.

39 (8) Within the amounts appropriated in this section, and in
40 accordance with RCW 43.70.110 and 71.12.470, the department shall set

1 fees to include the full costs of the performance of inspections
2 pursuant to RCW 71.12.485.

3 (9) \$26,855,000 of the general fund—local appropriation is
4 provided solely for the department to provide core medical services,
5 case management, and support services for individuals living with
6 human immunodeficiency virus.

7 (10) \$17,000 of the health professions account—state
8 appropriation is provided solely for the implementation of Senate
9 Bill No. 5018 (acupuncture and eastern med.) ~~((If the bill is not
10 enacted by June 30, 2021, the amount provided in this subsection
11 shall lapse.))~~

12 (11) \$703,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$703,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the implementation of
15 Engrossed Second Substitute Senate Bill No. 5052 (health equity
16 zones). ~~((If the bill is not enacted by June 30, 2021, the amounts
17 provided in this subsection shall lapse.))~~

18 (12) ~~(((\$73,000 of the general fund—state appropriation for fiscal
19 year 2022 is provided solely for the implementation of Second
20 Substitute Senate Bill No. 5062 (data). If the bill is not enacted by
21 June 30, 2021, the amount provided in this subsection shall lapse.~~

22 ~~(13))~~ \$79,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$76,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the implementation of
25 Engrossed Substitute Senate Bill No. 5119 (individuals in custody).
26 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
27 in this subsection shall lapse.~~

28 ~~(14) \$1,333,000))~~ (13) \$873,000 of the general fund—state
29 appropriation for fiscal year 2022 and ~~(((\$1,117,000))~~ \$1,577,000 of
30 the general fund—state appropriation for fiscal year 2023 are
31 provided solely for the implementation of Engrossed Second Substitute
32 Senate Bill No. 5141 (env. justice task force recs). ~~((If the bill is
33 not enacted by June 30, 2021, the amounts provided in this subsection
34 shall lapse.~~

35 ~~(15))~~ (14) \$13,000 of the general fund—state appropriation for
36 fiscal year 2022 and \$13,000 of the general fund—state appropriation
37 for fiscal year 2023 are provided solely for the implementation of
38 Second Substitute Senate Bill No. 5195 (opioid overdose medication).

1 ~~((If the bill is not enacted by June 30, 2021, the amounts provided~~
2 ~~in this subsection shall lapse.~~

3 ~~(16) \$74,000 of the general fund state appropriation for fiscal~~
4 ~~year 2022 and \$74,000 of the general fund federal appropriation are))~~

5 (15) \$187,000 of the health professions account—state appropriation
6 is provided solely for the implementation of Engrossed Substitute
7 Senate Bill No. 5229 (health equity continuing ed.). ~~((If the bill is~~
8 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
9 ~~shall lapse.~~

10 ~~(17))~~ (16) \$50,000 of the general fund—state appropriation for
11 fiscal year 2022 is provided solely for a grant to the Pierce county
12 center for dispute resolution to convene a task force, staffed by the
13 Pierce county center for dispute resolution, to review and make
14 recommendations on bringing the current practice of dental therapy on
15 tribal lands to a statewide scale, and on the practice, supervision,
16 and practice settings needed to maximize the effectiveness of dental
17 therapy. The Pierce county center for dispute resolution must submit
18 a report to the legislature by December 1, 2021.

19 (a) Members of the task force must include:

20 (i) Three representatives from different organizations that
21 represent individuals or underserved communities, including but not
22 limited to children, seniors, African Americans, Latino Americans,
23 Native Americans, Pacific Islander Americans, and low income and
24 rural communities;

25 (ii) One member of the dental quality assurance commission;

26 (iii) One representative from the University of Washington school
27 of dentistry;

28 (iv) One member from the Washington state dental association;

29 (v) One member from the Washington state dental hygienists'
30 association;

31 (vi) One dental therapist;

32 (vii) One dentist who has or is currently supervising a dental
33 therapist or therapists;

34 (viii) One representative from a dental only integrated delivery
35 system;

36 (ix) One representative from an urban Indian health clinic;

37 (x) One representative from a federally qualified health center
38 or the Washington association for community health;

39 (xi) One representative from a dental therapy education program;

1 (xii) One representative from a Washington tribe that currently
2 employs dental therapists; and

3 (xiii) One representative from a labor union representing care
4 providers that has experience providing dental coverage and promoting
5 dental care among their members.

6 (b) In addition, members of the task force may include members
7 from the legislature as follows:

8 (i) The president of the senate may appoint one member from each
9 of the two largest caucuses of the senate; and

10 (ii) The speaker of the house of representatives may appoint one
11 member from each of the two largest caucuses of the house of
12 representatives.

13 (~~(+18)~~) (17) \$492,000 of the general fund—state appropriation
14 for fiscal year 2022 and \$492,000 of the general fund—state
15 appropriation for fiscal year 2023 are provided solely for the
16 department to coordinate with local health jurisdictions to establish
17 and maintain comprehensive group B programs to ensure safe drinking
18 water. These funds shall be used to support the costs of the
19 development and adoption of rules, policies, and procedures, and for
20 technical assistance, training, and other program-related costs.

21 (~~(+19)~~) (18) \$96,000 of the general fund—state appropriation for
22 fiscal year 2022 and \$92,000 of the general fund—state appropriation
23 for fiscal year 2023 are provided solely for community outreach to
24 prepare culturally and linguistically appropriate hepatitis B
25 information in a digital format to be distributed to ethnic and
26 cultural leaders and organizations to share with foreign-born and
27 limited or non-English speaking community networks.

28 (~~(+20)~~) (19) \$750,000 of the general fund—state appropriation
29 for fiscal year 2022 and \$750,000 of the general fund—state
30 appropriation for fiscal year 2023 are provided solely to continue
31 the collaboration between the local public health jurisdiction,
32 related accountable communities of health, and health care providers
33 to reduce potentially preventable hospitalizations in Pierce county.
34 This collaboration will build from the first three years of the
35 project, planning to align care coordination efforts across health
36 care systems and support the related accountable communities of
37 health initiatives, including innovative, collaborative models of
38 care. Strategies to reduce costly hospitalizations include the
39 following: (a) Working with partners to prevent chronic disease; (b)

1 improving heart failure rates; (c) incorporating community health
2 workers as part of the health care team and improving care
3 coordination; (d) supporting the COVID-19 response with improved
4 access to immunizations; and (e) the use of community health workers
5 to provide necessary resources to prevent hospitalization of people
6 who are in isolation and quarantine.

7 ~~((21))~~ (20) (a) ~~((200,000))~~ \$65,000 of the general fund—state
8 appropriation for fiscal year 2022 ~~((is))~~ and \$135,000 of the general
9 fund—state appropriation for fiscal year 2023 are provided solely for
10 a task force, chaired by the secretary of the department, implemented
11 by August 1, 2021, to assist with the development of a "parks Rx"
12 health and wellness pilot program that can be implemented in the
13 Puget Sound, eastern Washington, and southwest Washington regions of
14 Washington state.

15 (b) Members of the task force must include:

16 (i) The secretary of health, or the secretary's designee;

17 (ii) The following members to be appointed by the secretary of
18 health:

19 (A) Two representatives of local parks and recreation agencies,
20 from recommendations by the Washington recreation and park
21 association;

22 (B) Two representatives of health care providers and community
23 health workers, from recommendations by the association of Washington
24 healthcare plans from recommendations by the department community
25 health worker training program;

26 (C) Two representatives from drug-free health care professions,
27 one representing the interests of state associations representing
28 chiropractors and one representing the interests of physical
29 therapists and athletic trainers from recommendations by their
30 respective state associations;

31 (D) Two representatives from hospital and health systems, from
32 recommendations by the Washington state hospital association;

33 (E) Two representatives of local public health agencies, from
34 recommendations by the Washington state association of local public
35 health officials; and

36 (F) Two representatives representing health carriers, from
37 recommendations from the association of Washington healthcare plans;
38 and

39 (iii) A representative from the Washington state parks, as
40 designated by the Washington state parks and recreation commission.

1 (c) The secretary of health or the secretary's designee must
2 chair the task force created in this subsection. Staff support for
3 the task force must be provided by the department of health.

4 (d) The task force shall establish an ad hoc advisory committee
5 in each of the three pilot regions for purposes of soliciting input
6 on the design and scope of the parks Rx program. Advisory committee
7 membership may not exceed 16 persons and must include diverse
8 representation from the pilot regions, including those experiencing
9 significant health disparities.

10 (e) The task force must meet at least once bimonthly through June
11 2022.

12 (f) The duties of the task force are to advise the department of
13 health on issues including but not limited to developing:

14 (i) A process to establish the pilot program described in this
15 subsection around the state with a focused emphasis on diverse
16 communities and where systematic inequities and discrimination have
17 negatively affected health outcomes;

18 (ii) Model agreements that would enable insurers to offer
19 incentives to public, nonprofit, and private employers to create
20 wellness programs that offer employees a discount on health insurance
21 in exchange for a certain usage level of outdoor parks and trails for
22 recreation and physical activity; and

23 (iii) Recommendations on ways in which a public-private
24 partnership approach may be utilized to fund the implementation of
25 the pilot program described in this subsection.

26 (g) The members of the task force are encouraged to consider
27 grant funding and outside funding options that can be used toward the
28 pilot program.

29 (h) The department of health must report findings and
30 recommendations of the task force to the governor and relevant
31 committees of the legislature in compliance with RCW 43.01.036 by
32 September 1, 2022.

33 ~~((+22))~~ (21) \$50,000 of the general fund—state appropriation for
34 fiscal year 2022 and \$50,000 of the general fund—state appropriation
35 for fiscal year 2023 are provided solely for a work group to make
36 recommendations concerning funding and policy initiatives to address
37 the spread of sexually transmitted infections in Washington.

38 (a) The work group membership must include, but is not limited
39 to, the following members appointed by the governor:

1 (i) A representative from the department of health office of
2 infectious disease;

3 (ii) A representative from the pharmacy quality assurance
4 commission;

5 (iii) A representative from the Washington medical commission;

6 (iv) A representative from an organization representing health
7 care providers;

8 (v) A representative from a local health jurisdiction located
9 east of the crest of the Cascade mountains;

10 (vi) A representative from a local health jurisdiction located
11 west of the crest of the Cascade mountains;

12 (vii) At least one representative from an organization working to
13 address health care access barriers for LGBTQ populations;

14 (viii) At least one representative from an organization working
15 to address health care access barriers for communities of color; and

16 (ix) At least one representative from an organization working to
17 address health care access barriers for justice involved individuals.

18 (b) Staff support for the work group shall be provided by the
19 department of health.

20 (c) The work group shall submit a report to the legislature by
21 December 1, 2022, that includes recommendations to: (i) Eradicate
22 congenital syphilis and hepatitis B by 2030; (ii) control the spread
23 of gonorrhea, syphilis, and chlamydia; (iii) end the need for
24 confirmatory syphilis testing by the public health laboratory; and
25 (d) expand access to PrEP and PEP.

26 (d) Recommendations provided by the work group must be
27 prioritized based on need and available funding.

28 ~~((+23))~~ (22) \$236,000 of the general fund—state appropriation
29 for fiscal year 2022 and \$236,000 of the general fund—state
30 appropriation for fiscal year 2023 are provided solely to implement
31 Engrossed Second Substitute House Bill No. 1152 (comprehensive public
32 health districts). ~~((If the bill is not enacted by June 30, 2021, the
33 amounts provided in this subsection shall lapse.~~

34 ~~(+24))~~ (23) \$332,000 of the general fund—state appropriation for
35 fiscal year 2022 and \$1,885,000 of the general fund—state
36 appropriation for fiscal year 2023 are provided solely for the
37 department to establish and operate regional shared service centers,
38 regional health officers, and regional coordinators, as follows:

1 (a) The role and duties of the regional shared service centers
2 shall be determined by the department and may include the
3 coordination and facilitation of shared delivery of services under
4 the foundational public health services, the implementation of
5 Engrossed Second Substitute Senate Bill No. 5052 (health equity
6 zones), and the development of relationships with other regional
7 bodies, such as accountable communities of health.

8 (b) Regional health officers and regional coordinators must be
9 employees of the department. The department may seek to colocate
10 these employees with local health jurisdictions or other government
11 agencies.

12 (c) The regional health officers shall be deputies of the state
13 health officer. Regional health officers may: (i) Work in partnership
14 with local health jurisdictions, the department, the state board of
15 health, and federally recognized Indian tribes to provide
16 coordination across counties; (ii) provide support to local health
17 officers and serve as an alternative for local health officers during
18 vacations and other absences, emergencies, and vacancies; and (iii)
19 provide mentorship and training to new local health officers.

20 (d) A regional health officer must meet the same qualifications
21 as local health officers provided in RCW 70.05.050.

22 ~~((25))~~ (24) \$34,000 of the general fund—state appropriation for
23 fiscal year 2022 and \$58,000 of the general fund—local appropriation
24 are provided solely for implementation of Second Substitute House
25 Bill No. 1148 (acute care hospitals). ~~((If the bill is not enacted by
26 June 30, 2021, the amounts provided in this subsection shall lapse.~~

27 ~~(26))~~ (25) \$832,000 of the general fund—local appropriation and
28 \$554,000 of the health professions account—state appropriation are
29 provided solely for implementation of Engrossed Second Substitute
30 House Bill No. 1086 (behavioral health consumers). ~~((If the bill is
31 not enacted by June 30, 2021, the amounts provided in this subsection
32 shall lapse.~~

33 ~~(27))~~ (26) \$21,000 of the health professions account—state
34 appropriation is provided solely for implementation of House Bill No.
35 1063 (behav. health credentials). ~~((If the bill is not enacted by
36 June 30, 2021, the amount provided in this subsection shall lapse.~~

37 ~~(28))~~ (27) \$374,000 of the general fund—state appropriation for
38 fiscal year 2022 and \$362,000 of the general fund—state appropriation
39 for fiscal year 2023 are provided solely for implementation of

1 Engrossed Substitute House Bill No. 1443 (cannabis industry/equity).
2 ~~((If the bill is not enacted by June 30, 2021, the amount provided in
3 this subsection shall lapse.~~

4 ~~(29))~~ (28) \$97,000 of the general fund—local appropriation is
5 provided solely for implementation of House Bill No. 1031 (birth
6 cert., stillbirth). ~~((If the bill is not enacted by June 30, 2021,
7 the amount provided in this subsection shall lapse.~~

8 ~~(30)~~ \$200,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$98,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for implementation of Second
11 Substitute House Bill No. 1127 (COVID-19 health data privacy). If the
12 bill is not enacted by June 30, 2021, the amounts provided in this
13 subsection shall lapse.

14 ~~(31))~~ (29) \$17,000 of the health professions account—state
15 appropriation is provided solely for implementation of Substitute
16 House Bill No. 1007 (supervised exp./distance). ~~((If the bill is not
17 enacted by June 30, 2021, the amount provided in this subsection
18 shall lapse.~~

19 ~~(32))~~ (30) \$596,000 of the general fund—state appropriation for
20 fiscal year 2022, \$58,000 of the general fund—state appropriation for
21 fiscal year 2023, and \$64,000 of the hospital data collection account
22 —state appropriation are provided solely for implementation of
23 Engrossed Second Substitute House Bill No. 1272 (health system
24 transparency). ~~((If the bill is not enacted by June 30, 2021, the
25 amounts provided in this subsection shall lapse.~~

26 ~~(33))~~ (31) \$71,000 of the health professions account—state
27 appropriation is provided solely for implementation of Substitute
28 House Bill No. 1129 (international medical grads). ~~((If the bill is
29 not enacted by June 30, 2021, the amount provided in this subsection
30 shall lapse.~~

31 ~~(34))~~ (32) \$2,809,000 of the model toxics control operating
32 account—state appropriation is provided solely for implementation of
33 Engrossed Second Substitute House Bill No. 1139 (lead in drinking
34 water). ~~((If the bill is not enacted by June 30, 2021, the amounts
35 provided in this subsection shall lapse.~~

36 ~~(35))~~ (33) \$17,000 of the general fund—state appropriation for
37 fiscal year 2022 is provided solely for implementation of Substitute
38 House Bill No. 1383 (respiratory care). ~~((If the bill is not enacted
39 by June 30, 2021, the amount provided in this subsection shall lapse.~~

1 ~~(36))~~ (34) \$92,000 of the general fund—state appropriation for
2 fiscal year 2022 is provided solely for implementation of Engrossed
3 Substitute House Bill No. 1184 (risk-based water standards). ~~((If the~~
4 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
5 ~~subsection shall lapse.~~

6 ~~(37))~~ (35) \$516,000 of the general fund—state appropriation for
7 fiscal year 2022 and \$1,873,000 of the general fund—state
8 appropriation for fiscal year 2023 are provided solely for
9 implementation of Substitute House Bill No. 1225 (school-based health
10 centers). ~~((If the bill is not enacted by June 30, 2021, the amounts~~
11 ~~provided in this subsection shall lapse.~~

12 ~~(38))~~ (36) \$301,000 of the secure drug take-back program account
13 —state appropriation is provided solely for implementation of Second
14 Substitute House Bill No. 1161 (drug take-back programs). ~~((If the~~
15 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
16 ~~subsection shall lapse.~~

17 ~~(39))~~ (37) \$22,000 of the general fund—state appropriation for
18 fiscal year 2022 and \$78,000 of the general fund—state appropriation
19 for fiscal year 2023 are provided solely for implementation of
20 Engrossed House Bill No. 1311 (SUD apprenticeships/certs). ~~((If the~~
21 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
22 ~~subsection shall lapse.~~

23 ~~(40))~~ (38) \$17,000 of the general fund—state appropriation for
24 fiscal year 2022 is provided solely for implementation of House Bill
25 No. 1378 (medical assistants). ~~((If the bill is not enacted by June~~
26 ~~30, 2021, the amount provided in this subsection shall lapse.~~

27 ~~(41))~~ (39) Within amounts appropriated in this section from the
28 health professions account, the Washington nursing commission shall
29 contract with the state auditor's office to conduct a performance
30 audit, specifically addressing the length of time required to license
31 individuals who come from other states. The audit should address the
32 obstacles contributing to any delay and make recommendations for
33 improvement.

34 ~~((42))~~ (40) Within amounts appropriated in this section from
35 the health professions account, the Washington medical commission
36 shall contract with the state auditor's office to conduct a
37 performance audit, which must address the length of time required to
38 license individuals and comparatively analyze disciplinary processes
39 with those of other states. The audit should address the obstacles

1 contributing to inefficiencies and make recommendations for
2 improvement.

3 ~~((43))~~ (41) Within amounts appropriated in this section, the
4 Washington nursing commission must hire sufficient staff to process
5 applications for nursing licenses so that the time required for
6 processing does not exceed seven days.

7 ~~((44))~~ (42) \$600,000 of the general fund—state appropriation
8 for fiscal year 2022 and \$600,000 of the general fund—state
9 appropriation for fiscal year 2023 are provided solely for the
10 department to contract with a community-based nonprofit organization
11 located in Yakima Valley to develop a Spanish language public radio
12 media campaign aimed at providing education on the COVID-19 pandemic
13 through an outreach program. The goal of the radio media campaign is
14 to reach residents considered "essential workers," including but not
15 limited to farmworkers, and provide information on best practices for
16 limiting exposure, preventing transmission, and seeking treatment for
17 COVID-19. The nonprofit organization must coordinate with medical
18 professionals and other stakeholders on the content of the radio
19 media campaign. The department, in coordination with the nonprofit,
20 must provide a preliminary report to the legislature no later than
21 December 31, 2021. A final report to the legislature must be
22 submitted no later than June 30, 2023. Both reports must include: (a)
23 A description of the outreach program and its implementation; (b) the
24 number of individuals reached through the outreach program; and (c)
25 any relevant demographic data regarding those individuals.

26 ~~((45))~~ (43) \$500,000 of the general fund—state appropriation
27 for fiscal year 2022 and \$500,000 of the general fund—state
28 appropriation for fiscal year 2023 is provided solely for the
29 Washington poison center. This funding is provided in addition to
30 funding pursuant to RCW 69.50.540.

31 ~~((46))~~ (44) \$400,000 of the general fund—state appropriation
32 for fiscal year 2022 and \$400,000 of the general fund—state
33 appropriation for fiscal year 2023 are provided solely for the
34 department to contract with a community-based nonprofit organization
35 located in Yakima Valley to develop a Spanish-language public radio
36 media campaign aimed at preventing opioid use disorders through
37 education outreach programs. The goal of the radio media campaign is
38 reaching underserved populations, who may have limited literacy and
39 who may experience cultural and informational isolation, to address

1 prevention, education and treatment for opioid users or those at risk
2 for opioid use. The nonprofit organization must coordinate with
3 stakeholders who are engaged in promoting healthy and educated
4 choices about drug use and abuse to host four workshops and two
5 conferences that present the latest research and best practices. The
6 department, in coordination with the nonprofit, must provide a
7 preliminary report to the legislature no later than December 31,
8 2022. A final report must be submitted to the legislature no later
9 than June 30, 2023. Both reports must include: (a) A description of
10 the outreach programs and their implementation; (b) a description of
11 the workshops and conferences held; (c) the number of individuals who
12 participated in or received services in relation to the outreach
13 programs; and (d) any relevant demographic data regarding those
14 individuals.

15 ~~((47))~~ (45) \$2,122,000 of the general fund—state appropriation
16 for fiscal year 2022 and \$2,122,000 of the general fund—state
17 appropriation for fiscal year 2023 are provided solely for the
18 ongoing operations and maintenance of the prescription monitoring
19 program maintained by the department.

20 ~~((48))~~ (46) \$2,325,000 of the general fund—state appropriation
21 for fiscal year 2022 and \$2,625,000 of the general fund—state
22 appropriation for fiscal year 2023 are provided solely for:

23 (a) Staffing by the department, the department of veterans
24 affairs, and the department of corrections to expand statewide
25 suicide prevention efforts, which efforts include suicide prevention
26 efforts for military service members and veterans and incarcerated
27 persons;

28 (b) A suicide prevention public awareness campaign to provide
29 education regarding the signs of suicide, interventions, and
30 resources for support;

31 (c) Additional staffing for call centers to support the increased
32 volume of calls to suicide hotlines;

33 (d) Training for first responders to identify and respond to
34 individuals experiencing suicidal ideation;

35 (e) Support for tribal suicide prevention efforts;

36 (f) Strengthening behavioral health and suicide prevention
37 efforts in the agricultural sector;

38 (g) Support for the three priority areas of the governor's
39 challenge regarding identifying suicide risk among service members

1 and their families, increasing the awareness of resources available
2 to service members and their families, and lethal means safety
3 planning;

4 (h) Expansion of training for community health workers to include
5 culturally informed training for suicide prevention;

6 (i) Coordination with the office of the superintendent of public
7 instruction; and

8 (j) Support for the suicide prevention initiative housed in the
9 University of Washington.

10 ~~((49))~~ (47) \$1,500,000 of the general fund—state appropriation
11 for fiscal year 2022 and \$1,500,000 of the general fund—state
12 appropriation for fiscal year 2023 are provided solely for the fruit
13 and vegetable incentive program.

14 ~~((50))~~ (48) \$474,000 of the general fund—state appropriation
15 for fiscal year 2022 is provided solely to implement Substitute House
16 Bill No. 1218 (long-term care residents). ~~((If the bill is not
17 enacted by June 30, 2021, the amount provided in this subsection
18 shall lapse.~~

19 ~~(51))~~ (49) \$1,779,000 of the health professions account—state
20 appropriation is provided solely to implement Engrossed Second
21 Substitute Senate Bill No. 1504 (workforce education development
22 act). ~~((If the bill is not enacted by June 30, 2021, the amount
23 provided in this subsection shall lapse.~~

24 ~~(52))~~ (50) \$627,000 of the general fund—state appropriation for
25 fiscal year 2022 and \$627,000 of the general fund—state appropriation
26 for fiscal year 2023 are provided solely to implement the
27 recommendations from the community health workers task force to
28 provide statewide leadership, training, and integration of community
29 health workers with insurers, health care providers, and public
30 health systems.

31 ~~((53))~~ (51) \$250,000 of the general fund—state appropriation
32 for fiscal year 2022 is provided solely for one-time grants to family
33 planning clinics that are at risk of imminent closure, did not
34 receive a paycheck protection program loan, and are ineligible for
35 funding through the coronavirus aid, relief, and economic security
36 (CARES) act or the coronavirus response and relief supplemental
37 appropriations act of 2021 (CRRSA).

38 ~~((54))~~ (52) \$450,000 of the general fund—state appropriation
39 for fiscal year 2022 is provided solely for the nursing care quality

1 assurance commission, in collaboration with the workforce training
2 and education coordinating board and the department of labor and
3 industries, to plan a home care aide to nursing assistant certified
4 to licensed practical nurse (HCA-NAC-LPN) apprenticeship pathway. The
5 plan must provide the necessary groundwork for the launch of at least
6 three licensed practical nurse apprenticeship programs in the next
7 phase of work. The plan for the apprenticeship programs must include
8 programs in at least three geographically disparate areas of the
9 state experiencing high levels of long-term care workforce shortages
10 for corresponding health professions and incorporate the
11 participation of local workforce development councils for
12 implementation.

13 ~~((55))~~ (53) \$85,000 of the general fund—state appropriation for
14 fiscal year 2022 and \$23,000 of the health professions account—state
15 appropriation are provided solely to implement Senate Bill No. 5124
16 (colon hydrotherapy). ~~((If the bill is not enacted by June 30, 2021,
17 the amounts provided in this subsection shall lapse.))~~

18 (54) \$3,000,000 of the general fund—state appropriation for
19 fiscal year 2023 is provided solely for the Washington nursing
20 commission to manage a grant process to incentivize nurses to
21 supervise nursing students in health care settings. The goal of the
22 grant program is to create more clinical placements for nursing
23 students to complete required clinical hours to earn their nursing
24 degree and related licensure.

25 (55) \$761,000 of the general fund—state appropriation for fiscal
26 year 2023 is provided solely for the Washington nursing commission to
27 continue to implement virtual nursing assistant training and testing
28 modalities, create an apprenticeship pathway into nursing for nursing
29 assistants, implement rule changes to support a career path for
30 nursing assistants, and collaborate with the workforce training and
31 educational coordinating board on a pilot project to transform the
32 culture and practice in long term care settings. The goal of these
33 activities is to expand the nursing workforce for long term care
34 settings.

35 (56) \$147,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for the department in collaboration with
37 the state health care authority and the University of Washington to
38 develop a licensure and regulatory program for behavioral health

1 support specialists consistent with the provisions in Engrossed
2 Second Substitute Senate Bill No. 5884 (behavioral health support).

3 (57) \$212,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for implementation of Substitute Senate
5 Bill No. 5821 (cardiac & stroke response). If the bill is not enacted
6 by June 30, 2022, the amount provided in this subsection shall lapse.

7 (58) \$41,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$777,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for implementation of Substitute
10 Senate Bill No. 5699 (cannabis analysis labs). If the bill is not
11 enacted by June 30, 2022, the amounts provided in this subsection
12 shall lapse.

13 (59) \$223,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$186,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the department to test for
16 lead in child care facilities to prevent child lead exposure and to
17 research, identify, and connect facilities to financial resources
18 available for remediation costs.

19 (60) \$100,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$400,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for the department to provide a
22 grant to a statewide community based environmental justice
23 organization to establish an environmental justice community
24 participation fund. The participation fund must allocate the funding
25 as grants to community-based organizations serving vulnerable
26 populations in highly impacted communities in rural and urban areas
27 for the purpose of supporting their communities' access,
28 understanding, and participation in environmental justice council
29 deliberations and the implementation of chapter 70A.02 RCW.

30 (61) \$1,244,000 of the general fund—state appropriation for
31 fiscal year 2022 is provided solely for additional resources for the
32 department to issue provider credentials within seven calendar days
33 of receiving a complete application.

34 (62) \$532,000 of the general fund—state appropriation for fiscal
35 year 2023 is provided solely for the department to create a program
36 within the office of drinking water to offer engineering assistance
37 to nonfluoridated water systems with over 5,000 connections. The
38 program will assist water systems to plan for future community water
39 fluoridation.

1 (63) \$102,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for implementation of Engrossed
3 Substitute House Bill No. 1881 (birth doulas) to waive the fee
4 established in the bill for doulas who serve clients on medicaid. If
5 the bill is not enacted by June 30, 2022, the amount provided in this
6 subsection shall lapse.

7 (64) \$121,000 of the general fund—state appropriation for fiscal
8 year 2023 is provided solely for the department to expand access to
9 the smoking cessation quitline, implement electronic referrals to the
10 quitline, and provide grants to develop messaging related to smoking
11 cessation.

12 (65) \$7,400,000 of the general fund—state appropriation for
13 fiscal year 2022 is provided solely for one-time grants to providers
14 of family planning and reproductive health services that participate
15 in the department's family planning and reproductive health program
16 and which experienced drops in patient visit volume during the
17 pandemic in order to maintain the availability of services for low-
18 income Washingtonians.

19 (66) \$268,000 of the health professions account—state
20 appropriation is provided solely for implementation of Substitute
21 Senate Bill No. 5753 (board & commission sizes). If the bill is not
22 enacted by June 30, 2022, the amount provided in this subsection
23 shall lapse.

24 (67) \$166,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely for the department to conduct an oral
26 health equity assessment. The department must use available data and
27 community needs assessments to identify unmet oral health needs and
28 develop recommendations to advance positive oral health outcomes
29 while reducing inequities through increased access to community water
30 fluoridation. The department must consult with the state office of
31 equity and may collaborate with public health oral health care
32 providers and community-based organizations to conduct the assessment
33 and develop recommendations. The department must submit the oral
34 health equity assessment report and recommendations to the
35 appropriate committees of the legislature by June 30, 2023.

36 (68) \$14,000 of the health professions account—state
37 appropriation is provided solely for implementation of Substitute
38 Senate Bill No. 5496 (health prof. monitoring). If the bill is not

1 enacted by June 30, 2022, the amount provided in this subsection
2 shall lapse.

3 (69) \$60,000 of the health professions account—state
4 appropriation is provided solely for implementation of Substitute
5 Senate Bill No. 5638 (mental health prof. licenses). If the bill is
6 not enacted by June 30, 2022, the amount provided in this subsection
7 shall lapse.

8 (70) \$100,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for the department to convene a
10 nonregulatory stakeholder forum to discuss solutions to per- and
11 polyfluoroalkyl substances (PFAS) chemical contamination of surface
12 and groundwater.

13 (71) \$7,501,000 of the general fund—state appropriation for
14 fiscal year 2022, \$8,394,000 of the general fund—state appropriation
15 for fiscal year 2023, and \$3,193,000 of the general fund—federal
16 appropriation are provided solely for the costs of public health data
17 systems and are subject to the conditions, limitations, and review
18 requirements of section 701 of this act.

19 (72) \$390,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for implementation of Substitute Senate
21 Bill No. 5886 (rare diseases adv. council). If the bill is not
22 enacted by June 30, 2022, the amount provided in this subsection
23 shall lapse.

24 (73) \$814,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely for the department to expand grants to
26 establish new school-based health centers and to add behavioral
27 health capacity to existing school-based health centers.

28 (74) \$2,101,000 of the general fund—state appropriation for
29 fiscal year 2023 is provided solely for the department to undergo a
30 competitive procurement process for an updated medical marijuana
31 authorization data system and is subject to the conditions,
32 limitations, and review requirements of section 701 of this act.

33 (75) \$112,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$112,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for implementation of Senate
36 Bill No. 5534 (verifiable credentials). If the bill is not enacted by
37 June 30, 2022, the amounts provided in this subsection shall lapse.

38 (76) \$114,000 of the general fund—state appropriation for fiscal
39 year 2023 is provided solely for implementation of Substitute Senate

1 Bill No. 5626 (water system plans/climate). If the bill is not
2 enacted by June 30, 2022, the amount provided in this subsection
3 shall lapse.

4 (77) \$54,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$1,300,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for the department to coordinate
7 and lead a multi-agency approach to youth suicide prevention and
8 intervention.

9 (78) \$654,000 of the general fund—state appropriation for fiscal
10 year 2023 is provided solely for the department, in collaboration
11 with an organization that represents pediatric care needs in
12 Washington state, to establish a curriculum and provide training for
13 community health workers in primary care clinics whose patients are
14 significantly comprised of pediatric patients enrolled in medical
15 assistance under chapter 74.09 RCW, beginning January 1, 2023, in
16 support of the health care authority's two-year grant program. The
17 department will coordinate ongoing curriculum development meetings
18 with the relational health training work group.

19 (79) \$1,500,000 of the general fund—state appropriation for
20 fiscal year 2023 is provided solely for a grant to the greater
21 Columbia accountable community of health to develop and implement an
22 innovative emergency medical services program to bridge the gap of
23 unmet health care needs in the community.

24 (80) \$1,000,000 of the general fund—state appropriation for
25 fiscal year 2023 is provided solely for a grant to cancer pathways to
26 provide statewide education and support for adults, children, and
27 families impacted by cancer, including support groups, camps for kids
28 impacted by cancer, and risk reduction education for teens.

29 (81) \$100,149,000 of the coronavirus state fiscal recovery fund—
30 federal appropriation is provided solely for the department's
31 continued vaccine administration efforts, including mass vaccination
32 sites where needed and pass-through contracts with local health
33 jurisdictions. If the federal emergency management agency
34 reimbursement at full cost for eligible activities is renewed beyond
35 April 1, 2022, the department must conserve this appropriation and
36 maximize the use of federal reimbursements. The legislature intends
37 this funding to be sufficient to cover the department's vaccine
38 administration activities through January 1, 2023. By June 1, 2022,
39 the department must submit a report to the health care and fiscal

1 committees of the legislature detailing a cost-based COVID-19 vaccine
2 administration fiscal response plan for the remainder of the
3 2021-2023 fiscal biennium as well as any vaccine administration costs
4 the department projects into the 2023-2025 fiscal biennium. This
5 report must include a funding strategy for specific agency COVID-19
6 vaccine administration initiatives, including, but not limited to,
7 mass vaccination sites, primary care provider outreach, mobile
8 vaccination administration, and outreach. This report must also
9 include specific and itemized individual local health jurisdiction
10 initiatives in which the department has or plans to request funding
11 from the legislature on behalf of the local health jurisdiction.

12 (82) \$156,099,000 of the coronavirus state fiscal recovery fund—
13 federal appropriation is provided solely for the department to
14 respond to the COVID-19 pandemic through means including diagnostic
15 testing, case investigation, outbreak response, care coordination,
16 community outreach, operational and technical support, disease
17 surveillance, client services, and support for local health
18 jurisdictions and tribes. If the federal emergency management agency
19 reimbursement at full cost for eligible activities is renewed beyond
20 April 1, 2022, the department must conserve this appropriation and
21 maximize the use of federal reimbursements. The legislature intends
22 this funding to be sufficient to cover the department's response
23 through January 1, 2023, at which point the legislature plans to
24 reevaluate the scope of the public health threat posed by COVID-19.
25 By June 1, 2022, the department must submit a report to the health
26 care and fiscal committees of the legislature detailing a cost-based
27 COVID-19 fiscal response plan for the remainder of the 2021-2023
28 fiscal biennium as well as any costs the department projects into the
29 2023-2025 fiscal biennium. This report must include a funding
30 strategy for specific agency COVID-19 response initiatives,
31 including, but not limited to, mass testing sites, testing contracts,
32 laboratory and scientific analysis, and other agency initiatives in
33 response to the pandemic. This report must also include specific and
34 itemized individual local health jurisdiction initiatives in which
35 the department has or plans to request funding from the legislature
36 on behalf of the local health jurisdiction.

37 (83) \$85,000 of the health professions account—state
38 appropriation is provided solely for the implementation of Senate
39 Bill No. 5518 (OT licensure compact). If the bill is not enacted by
40 June 30, 2022, the amount provided in this subsection shall lapse.

1 (84) \$91,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for implementation of Engrossed Second
3 Substitute Senate Bill No. 5702 (donor human milk coverage). If the
4 bill is not enacted by June 30, 2022, the amount provided in this
5 subsection shall lapse.

6 (85) \$404,000 of the model toxics control operating account—state
7 appropriation is provided solely for implementation of Second
8 Substitute Senate Bill No. 5703 (cosmetic products/chemicals). If the
9 bill is not enacted by June 30, 2022, the amount provided in this
10 subsection shall lapse.

11 (86) \$19,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely for implementation of Substitute Senate
13 Bill No. 5723 (diversity in clinical trials). If the bill is not
14 enacted by June 30, 2022, the amount provided in this subsection
15 shall lapse.

16 (87) \$22,000 of the general fund—state appropriation for fiscal
17 year 2023 is provided solely for implementation of Substitute Senate
18 Bill No. 5765 (midwifery). If the bill is not enacted by June 30,
19 2022, the amount provided in this subsection shall lapse.

20 (88) \$81,000 of the general fund—state appropriation for fiscal
21 year 2023 is provided solely for implementation of Substitute Senate
22 Bill No. 5848 (music therapists). If the bill is not enacted by June
23 30, 2022, the amount provided in this subsection shall lapse.

24 (89) \$53,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely for implementation of Substitute Senate
26 Bill No. 5900 (provisional paramedics, EMTs). If the bill is not
27 enacted by June 30, 2022, the amount provided in this subsection
28 shall lapse.

29 (90) \$300,000 of the general fund—state appropriation for fiscal
30 year 2023 is provided solely for the department to create the
31 criminal justice integrated data system task force, to be convened
32 and chaired by a representative from the department.

33 (a) In addition to the chair, the task force shall consist of the
34 following members or the member's designee with experience in
35 criminal justice data systems and reporting:

36 (i) The governor;

37 (ii) The chief justice of the Washington state supreme court;

38 (iii) The attorney general;

39 (iv) The director of the department of corrections;

1 (v) The director of the department of children, youth, and
2 families;

3 (vi) The director of the department of social and health
4 services;

5 (vii) The director of the administrative office of the courts;

6 (viii) A representative of the Washington association of
7 prosecuting attorneys;

8 (ix) A representative of the Washington association of sheriffs
9 and police chiefs;

10 (x) A representative of the association of Washington cities;

11 (xi) A representative of the Washington state association of
12 counties;

13 (xii) A representative of the office of crime victims advocacy;

14 (xiii) A representative from the Washington state institute for
15 public policy;

16 (xiv) A representative from the office of public defense or a
17 defense representative;

18 (xv) A representative from the Harborview injury prevention and
19 research center;

20 (xvi) A representative from the Washington association of
21 coroners and medical examiners; and

22 (xvii) A representative from the Washington state association of
23 county clerks.

24 (b) The task force shall notify the members of the law and
25 justice committees of the house and senate of scheduled meetings and
26 agendas.

27 (c) By December 1, 2022, the task force shall submit a report to
28 the legislature detailing recommendations, an implementation plan,
29 and a feasibility study for a criminal justice integrated data system
30 to receive and maintain data and information from local governments,
31 state agencies, and nongovernmental entities. This report must also
32 include:

33 (i) Recommendations on the creation and composition of a criminal
34 justice data oversight council and processes by which the council
35 will approve requests for projects, reports, and data analyses
36 generated from the criminal justice integrated data system;

37 (ii) Opportunities to integrate and leverage federal and other
38 dollars for this work; and

1 (iii) A staffing plan for the department of health to create a
2 violence and death investigation resource center to collect and
3 analyze vital statistics on violence and deaths in the state to:

4 (A) Identify localized and statewide trends;

5 (B) Survey medical examiners and coroners in the state to
6 identify the critical needs of the offices;

7 (C) Develop systems to facilitate information and data sharing
8 between medical examiner and coroner offices; and

9 (D) Develop best practices for death investigations in the state.

10 (d) Of the amounts provided in this subsection, \$100,000 of the
11 general fund—state appropriation for fiscal year 2023 is provided
12 solely for the department to contract with the Washington association
13 of coroners and medical examiners to conduct a study of the critical
14 shortage of board-certified forensic pathologists and recommend to
15 the legislature what steps the state can take to foster a robust
16 forensic pathology community. The study shall cover issues related to
17 Conrad 30/J-1 visa waivers and measures to encourage enrollment in
18 the University of Washington and Washington State University forensic
19 pathology residency programs. This study must also include
20 recommendations on how to create two new forensic pathology fellow
21 slots, one in conjunction with the University of Washington and one
22 in conjunction with Washington State University. The Washington
23 association of coroners and medical examiners shall directly report
24 its findings and recommendations to the governor and the appropriate
25 committees of the legislature by December 1, 2022.

26 (91) \$39,000 of the coronavirus state fiscal recovery fund—
27 federal appropriation is provided solely for implementation of
28 Engrossed Substitute Senate Bill No. 5974 (transportation resources).
29 If the bill is not enacted by June 30, 2022, the amount provided in
30 this subsection shall lapse.

31 (92) \$428,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$855,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for the continued operations of
34 the Washington medical coordination center.

35 (93) \$17,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for the department to conduct a survey
37 of home care and home health agencies as defined in RCW 70.127.010,
38 to gather financial information for tax or fee planning purposes,
39 including but not limited to total by service line. Any such

1 financial information reported must be de-identified so it does not
2 identify individual recipients of care. The department shall provide
3 this information to the department of social and health services and
4 service employees international union 775 for analysis upon
5 completion of the survey.

6 (94) \$2,000,000 of the general fund—state appropriation for
7 fiscal year 2023 is provided solely for the department to conduct a
8 mass public awareness campaign targeted at alerting the public to the
9 dangers caused by methamphetamines and fentanyl, including outreach
10 to both youth and adults aimed at preventing addiction and overdose
11 deaths.

12 **Sec. 223.** 2021 c 334 s 223 (uncodified) is amended to read as
13 follows:

14 **FOR THE DEPARTMENT OF CORRECTIONS**

15 The appropriations to the department of corrections in this act
16 shall be expended for the programs and in the amounts specified in
17 this act. However, after May 1, 2022, unless prohibited by this act,
18 the department may transfer general fund—state appropriations for
19 fiscal year 2022 among programs after approval by the director of the
20 office of financial management. The department of corrections must
21 notify the fiscal committees of the legislature prior to receiving
22 approval from the director of financial management. To the extent
23 that appropriations under this section are insufficient to fund
24 actual expenditures in excess of caseload forecast assumptions or for
25 expenses in response to the COVID-19 pandemic, the department may
26 transfer general fund—state appropriations for fiscal year 2022 that
27 are provided solely for a specified purpose. The department may not
28 transfer funds, including for expenses in response to the COVID-19
29 pandemic in fiscal year 2022, and the director of financial
30 management shall not approve the transfer, unless the transfer is
31 consistent with the objective of conserving, to the maximum extent
32 possible, the expenditure of state funds. The director of the office
33 of financial management shall notify the appropriate fiscal
34 committees of the legislature in writing seven days prior to
35 approving any allotment modifications or transfers under this
36 section. The written notification must include a narrative
37 explanation and justification of the changes, along with expenditures

1 and allotments by budget unit and appropriation, both before and
2 after any allotment modifications or transfers.

3 (1) ADMINISTRATION AND SUPPORT SERVICES

4	General Fund—State Appropriation (FY 2022).	((\$77,278,000))
5		<u>\$78,909,000</u>
6	General Fund—State Appropriation (FY 2023).	((\$79,651,000))
7		<u>\$88,685,000</u>
8	General Fund—Federal Appropriation.	\$400,000
9	TOTAL APPROPRIATION.	((\$157,329,000))
10		<u>\$167,994,000</u>

11 The appropriations in this subsection are subject to the
12 following conditions and limitations:

13 (a) \$1,135,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$1,731,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for expansion of reentry
16 supports and transition services for incarcerated individuals
17 including development and implementation of a coaching model approach
18 to supervision.

19 (b) Within the amounts provided in (a) of this subsection,
20 \$100,000 of the general fund—state appropriation for fiscal year 2022
21 is provided solely for the department to develop an implementation
22 plan for a community supervision coaching model to begin in fiscal
23 year 2023. The department must solicit input from incarcerated
24 individuals, family members of incarcerated individuals, experts in
25 supervision and reentry, community stakeholder and advocacy groups,
26 and impacted labor organizations. The plan shall propose appropriate
27 policies and procedures for the coaching model, including ongoing
28 training and organizational culture assessments. During development
29 of the plan, the department must consider potential inequities that
30 may arise from any changes or additional requirements of supervision
31 resulting from the model and mitigate those concerns to the greatest
32 extent possible in its final plan. This plan must be submitted to the
33 office of financial management prior to implementation.

34 (c) Within the amounts provided in (a) of this subsection,
35 \$706,000 of the general fund—state appropriation for fiscal year 2023
36 is provided solely for implementation of the plan to be developed
37 under (b) of this subsection and for the department to submit an
38 initial report to the legislature on the progress of implementation
39 of the coaching supervision model by no later than February 1, 2023.

1 (d) \$17,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$17,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for implementation of Engrossed
4 Second Substitute Senate Bill No. 5304 (providing reentry services to
5 persons releasing from state and local institutions). (~~If this bill
6 is not enacted by June 30, 2021, the amounts provided in this
7 subsection shall lapse.~~)

8 (e) \$197,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$187,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for implementation of Engrossed
11 Second Substitute Senate Bill No. 5259 (law enforcement data). (~~If
12 this bill is not enacted by June 30, 2021, the amounts provided in
13 this subsection shall lapse.~~)

14 (f) (i) \$779,000 of the general fund—state appropriation for
15 fiscal year 2022 and \$817,000 of the general fund—state appropriation
16 for fiscal year 2023 are provided solely for increasing access to
17 educational opportunities for incarcerated individuals.

18 (ii) Of the amounts provided in (f) (i) of this subsection,
19 \$680,000 of the general fund—state appropriation for fiscal year 2022
20 and \$285,000 of the general fund—state appropriation for fiscal year
21 2023 are provided solely for implementation of Second Substitute
22 House Bill No. 1044 (prison to postsecondary ed.). (~~If this bill is
23 not enacted by June 30, 2021, the amounts provided in this subsection
24 shall lapse.~~)

25 (g) \$1,116,000 of the general fund—state appropriation for fiscal
26 year 2023 is provided solely to acquire and implement a sentencing
27 calculation module for the offender management network information
28 system and is subject to the conditions, limitations, and review
29 requirements of section 701 of this act. This project must use one
30 discrete organizational index across all department of corrections
31 programs. Implementation of this sentencing calculation module must
32 result in a reduction of tolling staff within six months of the
33 project implementation date and the department must report this
34 result. In addition, the report must include the budgeted and actual
35 tolling staffing levels by fiscal month in fiscal year 2023 and the
36 count of tolling staff reduced by fiscal month from date of
37 implementation through six months post implementation. The report
38 must be submitted to the senate ways and means and house

1 appropriations committees within 30 calendar days after six months
2 post implementation.

3 (h) \$609,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$750,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for staff and vendor costs to
6 transform correctional culture in prisons and work releases, and to
7 improve health and safety for all, through additional training. The
8 prison rape elimination act compliance specialists must be among the
9 first staff trained.

10 (i) \$130,000 of the general fund—state appropriation for fiscal
11 year 2023 is provided solely for a human resource consultant to
12 implement Second Substitute Senate Bill No. 5695 (body scanners). If
13 the bill is not enacted by June 30, 2022, the amount provided in this
14 subsection shall lapse.

15 (j) \$1,135,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$1,731,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for reentry investments to
18 include reentry and discharge staffing. The staffing must provide
19 expanded reentry and discharge services to include, but not limited
20 to, transition services, pre-employment testing, enhanced health care
21 discharge planning, housing voucher assistance, cognitive behavioral
22 interventions, educational programming, and community partnership
23 programs.

24 (2) CORRECTIONAL OPERATIONS

25	General Fund—State Appropriation (FY 2022)	((\$602,497,000))
26		<u>\$449,494,000</u>
27	General Fund—State Appropriation (FY 2023)	((\$605,877,000))
28		<u>\$684,893,000</u>
29	General Fund—Federal Appropriation	((\$1,300,000))
30		<u>\$1,393,000</u>
31	<u>General Fund—Private/Local Appropriation</u>	<u>\$335,000</u>
32	Washington Auto Theft Prevention Authority Account—	
33	State Appropriation	((\$4,343,000))
34		<u>\$4,489,000</u>
35	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
36	<u>Appropriation</u>	<u>\$48,720,000</u>
37	TOTAL APPROPRIATION	((\$1,214,017,000))
38		<u>\$1,189,324,000</u>

1 The appropriations in this subsection are subject to the
2 following conditions and limitations:

3 (a) The department may contract for local jail beds statewide to
4 the extent that it is at no net cost to the department. The
5 department shall calculate and report the average cost per offender
6 per day, inclusive of all services, on an annual basis for a facility
7 that is representative of average medium or lower offender costs. The
8 department shall not pay a rate greater than \$85 per day per offender
9 excluding the costs of department of corrections provided services,
10 including evidence-based substance abuse programming, dedicated
11 department of corrections classification staff on-site for
12 individualized case management, transportation of offenders to and
13 from department of corrections facilities, and gender responsive
14 training for jail staff. The capacity provided at local correctional
15 facilities must be for offenders whom the department of corrections
16 defines as close medium or lower security offenders. Programming
17 provided for offenders held in local jurisdictions is included in the
18 rate, and details regarding the type and amount of programming, and
19 any conditions regarding transferring offenders must be negotiated
20 with the department as part of any contract. Local jurisdictions must
21 provide health care to offenders that meets standards set by the
22 department. The local jail must provide all medical care including
23 unexpected emergent care. The department must utilize a screening
24 process to ensure that offenders with existing extraordinary medical/
25 mental health needs are not transferred to local jail facilities. If
26 extraordinary medical conditions develop for an inmate while at a
27 jail facility, the jail may transfer the offender back to the
28 department, subject to terms of the negotiated agreement. Health care
29 costs incurred prior to transfer are the responsibility of the jail.

30 (b) (~~(\$501,000)~~) \$574,000 of the general fund—state appropriation
31 for fiscal year 2022 and (~~(\$501,000)~~) \$671,000 of the general fund—
32 state appropriation for fiscal year 2023 are provided solely for the
33 department to maintain the facility, property, and assets at the
34 institution formerly known as the maple lane school in Rochester.
35 Additional funds are provided for a stationary engineer and a
36 custodian.

37 (c) Funding in this subsection is sufficient for the department
38 to track and report to the legislature on the changes in working
39 conditions and overtime usage as a result of increased funding

1 provided for custody relief and health care delivery by December 1,
2 2022.

3 (d) \$39,000 of the general fund—state appropriation for fiscal
4 year 2022 is provided solely for implementation of Engrossed
5 Substitute House Bill No. 1054 (peace officer tactics, equip). (~~If~~
6 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
7 ~~subsection shall lapse.~~)

8 (e) \$2,000,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely to acquire and implement a sentencing
10 calculation module for the offender management network information
11 system and is subject to the conditions, limitations, and review
12 requirements of section 701 of this act. This project must use one
13 discrete organizational index across all department of corrections
14 programs. Implementation of this sentencing calculation module must
15 result in a reduction of tolling staff within six months of the
16 project implementation date and the department must report this
17 result. In addition, the report must include the budgeted and actual
18 tolling staffing levels by fiscal month in fiscal year 2023 and the
19 count of tolling staff reduced by fiscal month from date of
20 implementation through six months post implementation. The report
21 must be submitted to the senate ways and means and house
22 appropriations committees within 30 calendar days after six months
23 post implementation.

24 (f) \$714,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$695,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for dedicated prison rape
27 elimination act compliance specialists. Of the amount provided in
28 this subsection, one compliance specialist staff must be provided at
29 each of the following prisons:

- 30 (i) Monroe correctional center;
- 31 (ii) Larch correctional center;
- 32 (iii) Olympic correctional center;
- 33 (iv) Cedar creek correctional center;
- 34 (v) Washington corrections center for women; and
- 35 (vi) Mission creek corrections center for women.

36 (g) \$146,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for implementation of Engrossed Senate
38 Bill No. 5054 (impaired driving). Funding is for direct variable
39 costs due to estimated prison caseload impacts. If the bill is not

1 enacted by June 30, 2022, the amount provided in this subsection
2 shall lapse.

3 (h) \$2,750,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for three body scanners, correctional
5 officer staffing, corrections specialist staffing, a drug recovery
6 system, body scanner training, and body scanner installation costs to
7 implement Second Substitute Senate Bill No. 5695 (body scanners). If
8 the bill is not enacted by June 30, 2022, the amount provided in this
9 subsection shall lapse.

10 (i) \$5,962,000 of the general fund—state appropriation for fiscal
11 year 2022, \$9,106,000 of the general fund—state appropriation for
12 fiscal year 2023, and \$20,311,000 of the coronavirus state fiscal
13 recovery fund—federal appropriation are provided solely to restore
14 graduated reentry reductions made in the 2021-2023 biennial operating
15 budget.

16 (j) \$28,409,000 of the coronavirus state fiscal recovery fund—
17 federal appropriation is provided solely for expenses incurred in
18 response to the COVID-19 pandemic during fiscal year 2022.

19 (k) \$1,251,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$1,294,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for reentry investments to
22 include reentry and discharge staffing. The staffing must provide
23 expanded reentry and discharge services to include, but not limited
24 to, transition services, pre-employment testing, enhanced health care
25 discharge planning, cognitive behavioral interventions, educational
26 programming, and community partnership programs.

27 (l) \$150,000 of the general fund—state appropriation for fiscal
28 year 2023 is provided solely for the department to collaborate with
29 the department of social and health services to conduct a study of
30 the feasibility of placing long-term care individuals under the
31 jurisdiction of the department in nursing home facilities licensed or
32 to be licensed by the department of social and health services to
33 better meet the client's care needs. The department of corrections
34 must provide daily operating costs of prisons where these individuals
35 may be coming from, the fiscal year 2021 daily costs per incarcerated
36 individual assigned to the sage living unit, and the costs associated
37 with electronic home monitoring costs per individual.

38 (3) COMMUNITY SUPERVISION

39 General Fund—State Appropriation (FY 2022). . . . ((~~\$248,374,000~~))

1		<u>\$161,100,000</u>
2	General Fund—State Appropriation (FY 2023)	((\$274,412,000))
3		<u>\$223,947,000</u>
4	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
5	<u>Appropriation.</u>	<u>\$15,030,000</u>
6	TOTAL APPROPRIATION.	((\$522,786,000))
7		<u>\$400,077,000</u>

8 The appropriations in this subsection are subject to the
9 following conditions and limitations:

10 (a) The department of corrections shall contract with local and
11 tribal governments for jail capacity to house offenders who violate
12 the terms of their community supervision. A contract rate increase
13 may not exceed five percent each year. The department may negotiate
14 to include medical care of offenders in the contract rate if medical
15 payments conform to the department's offender health plan and
16 pharmacy formulary, and all off-site medical expenses are preapproved
17 by department utilization management staff. If medical care of
18 offender is included in the contract rate, the contract rate may
19 exceed five percent to include the cost of that service.

20 (b) The department shall engage in ongoing mitigation strategies
21 to reduce the costs associated with community supervision violators,
22 including improvements in data collection and reporting and
23 alternatives to short-term confinement for low-level violators.

24 (c) \$7,394,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely for implementation of the plan to be
26 developed under subsection (1)(b) of this section.

27 (d) Within existing resources the department must update the
28 response to violations and new criminal activity policy to reflect
29 the savings assumed in this section as related to mandatory maximum
30 confinement sanctions.

31 (e) ((~~\$1,124,000~~)) \$661,000 of the general fund—state
32 appropriation for fiscal year 2022 and ((~~\$523,000~~)) \$725,000 of the
33 general fund—state appropriation for fiscal year 2023 are provided
34 solely for increased costs associated with the relocation of leased
35 facilities. The department shall engage in ongoing strategies to
36 reduce the need for relocating facilities and when necessary contract
37 only with lessors with rates that align with comparable market rates
38 in the area.

1 (f) \$59,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$23,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for implementation of Engrossed
4 Second Substitute Senate Bill No. 5071 (civil commitment transition).
5 (~~If this bill is not enacted by June 30, 2021, the amounts provided~~
6 ~~in this subsection shall lapse.~~)

7 (g) \$450,000 of the general fund—state appropriation for fiscal
8 year 2022 is provided solely for conducting a community corrections
9 caseload study. The department of corrections shall contract with an
10 independent third party to provide a comprehensive review of the
11 community corrections staffing model and develop an updated staffing
12 model for use by the department of corrections. The updated model
13 must include additional time and flexibility for community
14 corrections officers to focus on case management, engagement, and
15 interventions. The department of corrections shall submit a report,
16 including a summary of the review and update, to the governor and
17 appropriate committees of the legislature by July 1, 2022.

18 (h) \$2,521,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely to acquire and implement a sentencing
20 calculation module for the offender management network information
21 system and is subject to the conditions, limitations, and review
22 requirements of section 701 of this act. This project must use one
23 discrete organizational index across all department of corrections
24 programs. Implementation of this sentencing calculation module must
25 result in a reduction of tolling staff within six months of the
26 project implementation date and the department must report this
27 result. In addition, the report must include the budgeted and actual
28 tolling staffing levels by fiscal month in fiscal year 2023 and the
29 count of tolling staff reduced by fiscal month from date of
30 implementation through six months post implementation. The report
31 must be submitted to the senate ways and means and house
32 appropriations committees within 30 calendar days after six months
33 post implementation.

34 (i) \$1,629,000 of the general fund—state appropriation for fiscal
35 year 2023 is provided solely for implementation of Substitute Senate
36 Bill No. 5592 (cost of supervision), to backfill for revenue loss due
37 to the repeal of the cost of supervision account and related fees. If
38 the bill is not enacted by June 30, 2022, the amount provided in this
39 subsection shall lapse.

1 (j) Within the amounts provided in this subsection (3) for work
2 release programs, the department will operate the Helen B. Ratcliff
3 work release facility.

4 (k) \$11,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely for implementation of Engrossed Senate
6 Bill No. 5054 (impaired driving). Funding is for costs due to
7 estimated community supervision caseload impacts. If the bill is not
8 enacted by June 30, 2022, the amount provided in this subsection
9 shall lapse.

10 (l) \$1,930,000 of the coronavirus state fiscal recovery fund—
11 federal appropriation is provided solely for expenses incurred in
12 response to the COVID-19 pandemic during fiscal year 2022.

13 (m) \$1,749,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$10,536,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for reentry investments to
16 include reentry and discharge staffing. The staffing must provide
17 expanded reentry and discharge services to include, but not limited
18 to, transition services, pre-employment testing, housing voucher
19 assistance, cognitive behavioral interventions, educational
20 programming, and community partnership programs.

21 (4) CORRECTIONAL INDUSTRIES

22	General Fund—State Appropriation (FY 2022)	((\$7,324,000))
23		<u>\$8,696,000</u>
24	General Fund—State Appropriation (FY 2023)	((\$7,539,000))
25		<u>\$8,806,000</u>
26	TOTAL APPROPRIATION.	((\$14,863,000))
27		<u>\$17,502,000</u>

28 (5) INTERAGENCY PAYMENTS

29	General Fund—State Appropriation (FY 2022)	((\$58,651,000))
30		<u>\$57,553,000</u>
31	General Fund—State Appropriation (FY 2023)	((\$52,702,000))
32		<u>\$49,839,000</u>
33	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
34	<u>Appropriation.</u>	<u>\$459,000</u>
35	TOTAL APPROPRIATION.	((\$111,353,000))
36		<u>\$107,851,000</u>

37 The appropriations in this subsection are subject to the
38 following conditions and limitations:

1 (a) \$21,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely to acquire and implement a sentencing
3 calculation module for the offender management network information
4 system and is subject to the conditions, limitations, and review
5 requirements of section 701 of this act. This project must use one
6 discreet organizational index across all department of corrections
7 programs. Implementation of this sentencing calculation module must
8 result in a reduction of tolling staff within six months of the
9 project implementation date, which the department must report on. The
10 report must include the budgeted and actual tolling staffing levels
11 by fiscal month in fiscal year 2023 and the count of tolling staff
12 reduced by fiscal month from date of implementation through six
13 months post implementation. The report must be submitted to the
14 senate ways and means and house appropriations committees within 30
15 calendar days after six months post implementation.

16 (b) \$192,000 of the coronavirus state fiscal recovery fund—
17 federal appropriation is provided solely for medical staffing in
18 prisons for patient centered care and behavioral health care to
19 increase access to care and expanded screening of individuals in
20 prison facilities to include chronic illnesses, infectious disease,
21 diabetes, heart disease, serious mental health, and behavioral health
22 services.

23 (c) \$4,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$9,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for an electronic health records
26 system solution and is subject to the conditions, limitations, and
27 review requirements of section 701 of this act. The department must
28 collaborate with the Washington state department of veterans affairs
29 on the development of the system's business requirements.

30 (d) \$19,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely for implementation of Second Substitute
32 Senate Bill No. 5695 (body scanners). If the bill is not enacted by
33 June 30, 2022, the amount provided in this subsection shall lapse.

34 (e) \$126,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$161,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for reentry investments to
37 include reentry and discharge staffing. The staffing must provide
38 expanded reentry and discharge services to include, but not limited
39 to, transition services, pre-employment testing, enhanced health care

1 discharge planning, housing voucher assistance, cognitive behavioral
2 interventions, educational programming, and community partnership
3 programs.

4 (6) OFFENDER CHANGE

5	General Fund—State Appropriation (FY 2022).	((\$77,046,000))
6		<u>\$73,278,000</u>
7	General Fund—State Appropriation (FY 2023).	((\$77,596,000))
8		<u>\$82,376,000</u>
9	<u>General Fund—Federal Appropriation.</u>	<u>\$215,000</u>
10	TOTAL APPROPRIATION.	((\$154,642,000))
11		<u>\$155,869,000</u>

12 The appropriations in this subsection are subject to the
13 following conditions and limitations:

14 (a) The department of corrections shall use funds appropriated in
15 this subsection (6) for offender programming. The department shall
16 develop and implement a written comprehensive plan for offender
17 programming that prioritizes programs which follow the risk-needs-
18 responsivity model, are evidence-based, and have measurable outcomes.
19 The department is authorized to discontinue ineffective programs and
20 to repurpose underspent funds according to the priorities in the
21 written plan.

22 (b) The department of corrections shall collaborate with the
23 state health care authority to explore ways to utilize federal
24 medicaid funds as a match to fund residential substance use disorder
25 treatment-based alternative beds under RCW 9.94A.664 under the drug
26 offender sentencing alternative program and residential substance use
27 disorder treatment beds that serve individuals on community custody.
28 The department of corrections must complete a report and submit its
29 findings and recommendations to the appropriate committees of the
30 legislature by December 15, 2021.

31 (c) \$3,106,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$3,106,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for the housing voucher program.

34 (d) \$3,300,000 of the general fund—state appropriation for fiscal
35 year 2022 is provided solely for temporary court facilities,
36 staffing, and to provide release assistance, including limited
37 housing and food assistance, and other costs associated with
38 individuals resentenced or ordered released from confinement as a
39 result of the *State v. Blake* decision.

1 (e) (i) \$1,001,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$675,000 of the general fund—state appropriation
3 for fiscal year 2023 are provided solely for increasing access to
4 educational opportunities for incarcerated individuals.

5 (ii) Of the amounts provided in (e) (i) of this subsection,
6 \$272,000 of the general fund—state appropriation for fiscal year 2022
7 and \$247,000 of the general fund—state appropriation for fiscal year
8 2023 are provided solely for implementation of Second Substitute
9 House Bill No. 1044 (prison to postsecondary ed.). ((If the bill is
10 not enacted by June 30, 2021, the amounts provided in this subsection
11 shall lapse.))

12 (f) \$784,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for reentry support items such as
14 disposable cell phones, prepaid phone cards, hygiene kits, housing
15 vouchers, and release medications associated with individuals
16 resentenced or ordered released from confinement as a result of the
17 State v. Blake decision.

18 (g) \$1,268,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely for resentencing and reentry staffing
20 associated with individuals resentenced or ordered released from
21 confinement as a result of the State v. Blake decision.

22 (h) \$438,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for program specialist staffing for
24 increased comprehensive assessments and treatments, and substance use
25 disorder treatment to implement Second Substitute Senate Bill No.
26 5695 (body scanners). If the bill is not enacted by June 30, 2022,
27 the amount provided in this subsection shall lapse.

28 (i) \$4,508,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$7,893,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for reentry investments to
31 include reentry and discharge staffing. The staffing must provide
32 expanded reentry and discharge services to include, but not limited
33 to cognitive behavioral interventions and educational programming.

34 (7) HEALTH CARE SERVICES

35	General Fund—State Appropriation (FY 2022).	(\$174,184,000)
36		\$133,855,000
37	General Fund—State Appropriation (FY 2023).	(\$175,599,000)
38		\$191,178,000
39	General Fund—Federal Appropriation.	\$1,400,000

1	<u>General Fund—Private/Local Appropriation.</u>	<u>\$2,000</u>
2	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
3	<u>Appropriation.</u>	<u>\$25,915,000</u>
4	TOTAL APPROPRIATION.	((\$351,183,000))
5		<u>\$352,350,000</u>

6 The appropriations in this subsection are subject to the
7 following conditions and limitations:

8 (a) The state prison medical facilities may use funds
9 appropriated in this subsection to purchase goods, supplies, and
10 services through hospital or other group purchasing organizations
11 when it is cost effective to do so.

12 (b) \$183,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$167,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for implementation of Engrossed
15 Second Substitute Senate Bill No. 5304 (providing reentry services to
16 persons releasing from state and local institutions). ((If the bill
17 is not enacted by June 30, 2021, the amounts provided in this
18 subsection shall lapse.))

19 (c) \$13,947,000 of the coronavirus state fiscal recovery fund—
20 federal appropriation is provided solely to increase medical staffing
21 in prisons for patient centered care and behavioral health care.
22 Funding must be used to increase access to care and expanded
23 screening of individuals in prison facilities to include chronic
24 illnesses, infectious disease, diabetes, heart disease, serious
25 mental health, and behavioral health services.

26 (d) \$420,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$436,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for telehealth carts, necessary
29 technology costs, and the build out of 64 dedicated teleservice rooms
30 that will allow for legal and medical telepresence at all 12 prison
31 facilities.

32 (e) \$77,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$900,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for an electronic health records
35 system solution and is subject to the conditions, limitations, and
36 review requirements of section 701 of this act. The department must
37 collaborate with the Washington state department of veterans affairs
38 on the development of the system's business requirements.

1 (f) \$829,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for nursing staff for dry cell watch at
3 Washington corrections center for men to implement Second Substitute
4 Senate Bill No. 5695 (body scanners). If the bill is not enacted by
5 June 30, 2022, the amount provided in this subsection shall lapse.

6 (g) \$5,395,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$8,239,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely to restore graduated reentry
9 reductions in the 2021-2023 biennial operating budget.

10 (h) \$11,968,000 of the coronavirus state fiscal recovery fund—
11 federal appropriation are provided solely for expenses incurred in
12 response to the COVID-19 pandemic during fiscal year 2022.

13 (i) \$613,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$1,069,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for reentry investments to
16 include reentry and discharge staffing. The staffing must provide
17 expanded reentry and discharge services to include, but not limited
18 to, enhanced health care discharge planning.

19 **Sec. 224.** 2021 c 334 s 224 (uncodified) is amended to read as
20 follows:

21 **FOR THE DEPARTMENT OF SERVICES FOR THE BLIND**

22	General Fund—State Appropriation (FY 2022).	((\$3,534,000))
23		<u>\$4,703,000</u>
24	General Fund—State Appropriation (FY 2023).	((\$3,573,000))
25		<u>\$6,015,000</u>
26	General Fund—Federal Appropriation.	((\$25,544,000))
27		<u>\$25,507,000</u>
28	General Fund—Private/Local Appropriation.	\$60,000
29	TOTAL APPROPRIATION.	((\$32,711,000))
30		<u>\$36,285,000</u>

31 The appropriations in this subsection are subject to the
32 following conditions and limitations:

33 (1) \$50,000 of the general fund—state appropriation for fiscal
34 year 2022 is provided solely for the department to consult with a
35 food service architect to determine the feasibility and cost of
36 remodels to select cafes owned by entrepreneurs participating in the
37 business enterprise program, and to prepare a report that includes
38 the results, recommendations, cost, and potential funding sources

1 that could be used to assist with remodels. The report is due to the
2 governor and appropriate legislative committees by November 1, 2021.

3 (2) \$70,000 of the general fund—state appropriation is provided
4 solely for the department to provide individualized training to its
5 blind, visually-impaired, deaf, and hearing-impaired staff in
6 Microsoft 365 programs.

7 (3) \$100,000 of the general fund—state appropriation for fiscal
8 year 2023 is provided solely for the department to contract with a
9 consultant and create a report that identifies new or expanded
10 enterprise opportunities for blind individuals, potential revenue
11 sources, and new needs and methods for preparing individuals to
12 effectively manage these enterprises. The report is due to the
13 governor and appropriate legislative committees by June 30, 2023.

14 (4) \$888,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$1,552,000 of the general fund—state appropriation for
16 fiscal year 2023 is provided solely to remodel and upgrade equipment
17 for select cafes owned by entrepreneurs participating in the business
18 enterprise program to help them adjust to the changing needs of
19 dining caused by the COVID-19 pandemic.

20 **Sec. 225.** 2021 c 334 s 225 (uncodified) is amended to read as
21 follows:

22 **FOR THE EMPLOYMENT SECURITY DEPARTMENT**

23	General Fund—State Appropriation (FY 2022).	\$1,757,000
24	General Fund—State Appropriation (FY 2023).	((2,834,000))
25		<u>\$8,167,000</u>
26	General Fund—Federal Appropriation.	((382,529,000))
27		<u>\$337,206,000</u>
28	General Fund—Private/Local Appropriation.	((36,416,000))
29		<u>\$37,295,000</u>
30	Unemployment Compensation Administration Account—	
31	Federal Appropriation.	((420,315,000))
32		<u>\$444,445,000</u>
33	Administrative Contingency Account—State	
34	Appropriation.	((26,636,000))
35		<u>\$26,931,000</u>
36	Employment Service Administrative Account—State	
37	Appropriation.	((60,926,000))
38		<u>\$68,198,000</u>

1	Family and Medical Leave Insurance Account—State	
2	Appropriation.	((\$139,697,000))
3		<u>\$147,943,000</u>
4	Workforce Education Investment Account—State	
5	Appropriation.	((\$7,400,000))
6		<u>\$12,283,000</u>
7	Long-Term Services and Supports Trust Account—State	
8	Appropriation.	((\$32,265,000))
9		<u>\$33,564,000</u>
10	Coronavirus State Fiscal Recovery Fund—Federal	
11	Appropriation.	((\$168,745,000))
12		<u>\$66,128,000</u>
13	Unemployment Insurance Relief Account—State	
14	Appropriation.	\$500,000,000
15	TOTAL APPROPRIATION.	((\$1,779,520,000))
16		<u>\$1,683,917,000</u>

17 The appropriations in this subsection are subject to the
18 following conditions and limitations:

19 (1) The department is directed to maximize the use of federal
20 funds. The department must update its budget annually to align
21 expenditures with anticipated changes in projected revenues.

22 (2) \$30,458,000 of the long-term services and supports trust
23 account—state appropriation is provided solely for implementation of
24 the long-term services and support trust program. Of this amount,
25 \$10,932,833 is provided for implementation of the long-term services
26 and support trust program information technology project and is
27 subject to the conditions, limitations, and review provided in
28 section 701 of this act.

29 (3) Within existing resources, the department must reassess its
30 ongoing staffing and funding needs for the paid family medical leave
31 program and submit documentation of the updated need to the governor
32 and appropriate committees of the legislature by September 1, 2021,
33 and annually thereafter.

34 (4) \$101,000 of the employment service administrative account—
35 state appropriation is provided solely for information technology
36 enhancements necessary for implementation of job title reporting and
37 is subject to the conditions, limitations, and review provided in
38 section 701 of this act.

1 (5) (a) Within existing resources, the department shall coordinate
2 outreach and education to paid family and medical leave benefit
3 recipients with a statewide family resource, referral, and linkage
4 system that connects families with children prenatal through age five
5 and residing in Washington state to appropriate services and
6 community resources. This coordination shall include but is not
7 limited to placing information about the statewide family resource,
8 referral, and linkage system on the paid family and medical leave
9 program web site and in printed materials, and conducting joint
10 events.

11 (b) Within existing resources, by December 1, 2021, and each year
12 thereafter, the department shall submit a report to the governor and
13 the appropriate committees of the legislature concerning the ability
14 for the paid family and medical leave program and a statewide family
15 resource, referral, and linkage system to provide integrated services
16 to eligible beneficiaries. The report shall include an analysis of
17 any statutory changes needed to allow information and data to be
18 shared between the statewide family resource, referral, and linkage
19 system and the paid family and medical leave program.

20 (6) Within existing resources, the department shall report the
21 following to the legislature and the governor by September 30, 2021,
22 and each year thereafter:

23 (a) An inventory of the department's programs, services, and
24 activities, identifying federal, state, and other funding sources for
25 each;

26 (b) Federal grants received by the department, segregated by line
27 of business or activity, for the most recent five fiscal years, and
28 the applicable rules;

29 (c) State funding available to the department, segregated by line
30 of business or activity, for the most recent five fiscal years;

31 (d) A history of staffing levels by line of business or activity,
32 identifying sources of state or federal funding, for the most recent
33 five fiscal years;

34 (e) A projected spending plan for the employment services
35 administrative account and the administrative contingency account.
36 The spending plan must include forecasted revenues and estimated
37 expenditures under various economic scenarios.

38 (7) \$3,264,000 of the employment services administrative account—
39 state appropriation is provided solely for the continuation of the
40 office of agricultural and seasonal workforce services.

1 (8) \$476,000 of the unemployment compensation administration
2 account—federal appropriation is provided for the department to
3 implement chapter 2, Laws of 2021 (unemployment insurance). If the
4 department does not receive adequate funding from the United States
5 department of labor to cover these costs, the department may use
6 funding made available to the state through section 903 (d), (f), and
7 (g) of the social security act (Reed act) in an amount not to exceed
8 the amount provided in this subsection (8).

9 (9) (a) \$875,000 of the general fund—state appropriation for
10 fiscal year 2022 (~~(, \$875,000 of the general fund—state appropriation~~
11 ~~for fiscal year 2023,~~) and (~~(\$7,385,000)~~) \$8,260,000 of the
12 workforce education investment account—state appropriation are
13 provided solely for career connected learning grants as provided in
14 RCW 28C.30.050.

15 (b) \$3,000,000 of the workforce education investment account—
16 state appropriation is provided solely for career connect learning
17 grants to sector intermediaries. Up to five percent of the amount in
18 this subsection may be used for administrative expenses associated
19 with the sector intermediary grant program.

20 (c) \$1,000,000 of the workforce education investment account—
21 state appropriation is provided solely for career connect learning
22 grants to public and private four-year institutions to create and
23 promote career launch pathways.

24 (10) \$1,222,000 of the employment services administrative account
25 —state appropriation and \$1,500,000 of the family and medical leave
26 insurance account—state appropriation are provided solely for the
27 maintenance and operation of the disaster recovery continuity of
28 operations information technology project.

29 (11) \$80,000 of the employment services administrative account—
30 state appropriation is provided solely for the department to produce
31 a report on the feasibility of replicating the existing unemployment
32 insurance program to serve individuals not eligible for unemployment
33 insurance due to immigration status. The study shall identify
34 programmatic differences that would mitigate barriers to access and
35 reduce fear of participation and identify the operational and
36 caseload costs associated with the replication. If using a replica of
37 the unemployment insurance program conflicts with federal law, the
38 study shall assess the operational and caseload costs of similar
39 social net programs that serve individuals regardless of their

1 citizenship status. The departments shall jointly submit
2 recommendations required by this section to the governor and
3 appropriate legislative committees no later than November 5, 2021.

4 The department shall:

5 (a) Work with the departments of labor and industries, social and
6 health services, and commerce and the office of the governor;

7 (b) Convene and meet at least three times with a group of eight
8 to ten external stakeholders comprised of representatives from
9 geographically diverse immigrant advocacy groups, labor organizations
10 with a state-wide presence, workers' rights groups, and legal and
11 policy advocacy groups focused on immigration and employment law; and

12 (c) Hold at least one listening session with community members.

13 (12) (~~(\$41,456,000)~~) \$31,288,000 of the (~~general fund federal~~
14 ~~appropriation (ARPA) and~~) coronavirus state fiscal recovery fund—
15 federal appropriation, \$2,684,000 of the general fund—~~federal~~
16 appropriation (CRF), and \$13,063,000 of the unemployment compensation
17 administration account—federal appropriation are provided solely for
18 the department to address the impacts of COVID-19 on the state
19 unemployment system in order to prevent and detect fraud, promote
20 equitable access to the unemployment insurance system, and ensure the
21 timely payment of unemployment insurance benefits. Of the amounts
22 provided in this subsection:

23 (a) \$22,346,000 of the (~~general fund federal appropriation~~
24 ~~(ARPA)~~) coronavirus state fiscal recovery fund—federal appropriation
25 is provided solely for the department to address an anticipated
26 increase in the unemployment insurance appeals caseload.

27 (b) (~~(\$5,768,000)~~) \$6,223,000 of the (~~general fund federal~~
28 ~~appropriation (ARPA)~~) unemployment compensation account—federal
29 appropriation is provided solely for the department to ensure
30 adequate security measures are in place to prevent unemployment
31 insurance fraud and cases are investigated in a timely manner.

32 (c) \$4,465,000 of the (~~general fund federal appropriation~~
33 ~~(ARPA)~~) coronavirus state fiscal recovery fund—federal appropriation
34 is provided solely for the department to migrate and upgrade the
35 unemployment insurance customer call center phone system to a cloud-
36 based system. Prior to executing a contract, the department shall
37 consult with the office of the chief information officer. The
38 department must ensure that the project plan, timeline with
39 quantifiable deliverables, and budget by fiscal year by fund, to

1 include ongoing costs by fiscal year, are adhered to. The department
2 shall report on the status of the project to the office of financial
3 management and the relevant committees of the legislature by December
4 1, 2021.

5 ~~((d))~~ ~~(((\$400,000 of the general fund federal appropriation (ARPA)~~
6 ~~is provided solely for translation of documents and letters and other~~
7 ~~improvements to ensure customer ease-of-access.~~

8 ~~(e))~~ \$4,477,000 of the ~~((general fund federal appropriation~~
9 ~~(ARPA))~~ coronavirus state fiscal recovery fund—federal appropriation
10 is provided for the department to process the unemployment insurance
11 claimant backlog and to make program changes that enhance user
12 experience in order to reduce claimant errors.

13 ~~((f))~~ (e) \$1,417,000 of the general fund—federal appropriation
14 (CRF) is provided solely for the department to contract with the
15 national guard to assist the department with its unemployment
16 insurance claims backlog.

17 ~~((g))~~ (f) \$1,267,000 of the general fund—federal appropriation
18 (CRF) is provided solely for the department to contract with a vendor
19 to provide fact-finding services related to unemployment insurance
20 claims.

21 ~~((h) \$4,000,000))~~ (g) \$6,840,000 of the ~~((general fund federal~~
22 ~~appropriation (ARPA) for fiscal year 2022))~~ unemployment compensation
23 administration account—federal appropriation is provided solely for
24 the department to ~~((translate notices))~~ implement the federal United
25 States department of labor equity grant. This grant includes
26 improving the translation of notices sent to claimants as part of
27 their unemployment insurance claims into any of the 10 languages most
28 frequently spoken in the state and other equity initiatives approved
29 by the grantor. The department must also ensure that letters, alerts,
30 and notices produced manually or by the department's unemployment
31 insurance technology system are written in plainly understood
32 language and evaluated for ease of claimant comprehension before they
33 are approved for use.

34 (13) \$10,000,000 of the unemployment compensation administration
35 account—federal appropriation is provided solely for the department
36 to make information technology improvements to improve user
37 experience and increase security to prevent unemployment insurance
38 fraud. If the department does not receive adequate funding from the
39 United States department of labor to cover these costs, the

1 department may use funding made available to the state through
2 section 903 (d), (f), and (g) of the social security act (Reed act)
3 in an amount not to exceed the amount provided in this subsection.
4 This subsection is subject to the conditions, limitations, and review
5 provided in section 701 of this act.

6 (14) Within existing resources, the department shall report to
7 the legislature by September 2, 2021, the following information
8 pertaining to the unemployment insurance program:

9 (a) The number of full time equivalent employees of the
10 department who were working in the unemployment insurance program,
11 including those who were reassigned internally to the unemployment
12 insurance program, the number of full time equivalent employees that
13 were contracted by the department from other state agencies, and the
14 number of contractors or consultants engaged by the department, on a
15 monthly basis beginning March 1, 2020, through the latest available
16 month;

17 (b) A projection of full-time equivalent staffing or contractor
18 needs that would be affordable within anticipated base and above-base
19 federal unemployment administrative revenues;

20 (c) A spending plan for anticipated federal unemployment revenues
21 other than base or above-base revenues, including any proposed
22 additional full-time equivalent staff, consultants, contractors, or
23 other investments related to helping the department reduce the
24 backlog of unemployment insurance claims, appeals, denials,
25 overpayments, and other claimant issues; and

26 (d) A budget for the unemployment insurance program, showing
27 expenditures by object and fund source, for fiscal years 2022 and
28 2023, along with any projected shortfalls in revenues.

29 (15) \$797,000 of the general fund—state appropriation for fiscal
30 year 2022, \$1,874,000 of the general fund—state appropriation for
31 fiscal year 2023, and \$979,000 of the family medical leave insurance
32 account—state appropriation is provided solely for the implementation
33 of Engrossed Substitute Senate Bill No. 5097 (paid leave coverage).
34 ~~((If the bill is not enacted by June 30, 2021, the amount provided in
35 this subsection shall lapse.))~~

36 (16) \$90,000 of the unemployment account—federal appropriation is
37 provided solely for the implementation of Engrossed Substitute Senate
38 Bill No. 5190 (health care workers/benefits). ~~((If the bill is not~~

1 ~~enacted by June 30, 2021, the amount provided in this subsection~~
2 ~~shall lapse.))~~

3 (17) \$5,322,000 of the unemployment account—federal appropriation
4 is provided solely for the department to implement Engrossed
5 Substitute Senate Bill No. 5193 (unemployment ins. system). (~~If the~~
6 ~~bill is not enacted by July 1, 2021, the amount provided in this~~
7 ~~subsection shall lapse.))~~

8 (18) (~~(\$168,745,000)~~) \$34,840,000 of the coronavirus state fiscal
9 recovery account—federal appropriation is provided solely for the
10 implementation of Engrossed Second Substitute House Bill No. 1073
11 (paid leave coverage). (~~Of the amount provided in this subsection,~~
12 ~~at least 95 percent is provided solely for grants and assistance~~
13 ~~awarded by the department pursuant to the bill. If the bill is not~~
14 ~~enacted by June 30, 2021, the amount provided in this subsection~~
15 ~~shall lapse.))~~

16 (19) \$500,000,000 of the unemployment insurance relief fund—state
17 appropriation is provided solely for the implementation of
18 unemployment insurance relief provided pursuant to Engrossed
19 Substitute Senate Bill No. 5478 (unemployment insurance). (~~If the~~
20 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
21 ~~subsection shall lapse.)) The department is directed to implement the~~
22 bill within existing resources.

23 (20) \$1,806,000 of the long-term services and supports trust
24 account—state appropriation is provided solely for the implementation
25 of Substitute House Bill No. 1323 (long-term services trust). (~~If~~
26 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
27 ~~subsection shall lapse.))~~

28 (21) \$1,075,000 of the unemployment account—federal appropriation
29 is provided solely for the implementation of Substitute House Bill
30 No. 1455 (social security/L&I & ESD). (~~If the bill is not enacted by~~
31 ~~June 30, 2021, the amount provided in this subsection shall lapse.))~~

32 (22) \$10,571,000 of the (~~general—fund~~) unemployment
33 compensation administration account—federal appropriation is provided
34 solely for administration costs related to the federal unemployment
35 insurance programs extended under the American rescue plan act of
36 2021, P.L. 117-2.

37 (23) \$50,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$50,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for the North Central

1 educational service district 171 to support the development of
2 industry and education partnerships and expand career awareness,
3 exploration and preparation activities for youth in Grant county.

4 (24) \$4,843,000 of the employment service administrative account—
5 state appropriation is provided solely for the replacement of the
6 WorkSource integrated technology platform. The replacement system
7 must support the workforce administration statewide to ensure
8 adoption of the United States department of labor's integrated
9 service delivery model and program performance requirements for the
10 state's workforce innovation and opportunity act and other federal
11 grants. This subsection is subject to the conditions, limitations,
12 and review provided in section 701 of this act.

13 (25) \$6,208,000 of the general fund—state appropriation for
14 fiscal year 2023 is provided solely for the continuation of the
15 economic security for all program. The department must collect
16 quarterly data on the number of participants that participate in the
17 program, the costs associated with career, training, and other
18 support services provided, and progress made towards self-
19 sufficiency.

20 (26) \$1,720,000 of the family and medical leave insurance account
21 —state appropriation is provided solely for implementation of Second
22 Substitute Senate Bill No. 5649 (modifying PFML). If the bill is not
23 enacted by June 30, 2022, the amount provided in this subsection
24 shall lapse.

25 (27) \$702,000 of the unemployment compensation administration
26 account—federal appropriation is provided for implementation of
27 Engrossed Substitute Senate Bill No. 5873 (social cost factor in UI).
28 If the bill is not enacted by June 30, 2022, the amount provided in
29 this subsection shall lapse.

30 (28) \$262,000 of the employment services administrative account—
31 state appropriation is provided solely for implementation of
32 Engrossed Substitute Senate Bill No. 5847 (providing PSLF
33 information). If the bill is not enacted by June 30, 2022, the amount
34 provided in this subsection shall lapse.

35 **Sec. 226.** 2021 c 334 s 226 (uncodified) is amended to read as
36 follows:

37 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—GENERAL**

1 (1)(a) The appropriations to the department of children, youth,
2 and families in this act shall be expended for the programs and in
3 the amounts specified in this act. Appropriations made in this act to
4 the department of children, youth, and families shall initially be
5 allotted as required by this act. The department shall seek approval
6 from the office of financial management prior to transferring moneys
7 between sections of this act except as expressly provided in this
8 act. Subsequent allotment modifications shall not include transfers
9 of moneys between sections of this act except as expressly provided
10 in this act, nor shall allotment modifications permit moneys that are
11 provided solely for a specified purpose to be used for other than
12 that purpose. However, after May 1, 2022, unless prohibited by this
13 act, the department may transfer general fund—state appropriations
14 for fiscal year 2022 among programs after approval by the director of
15 the office of financial management. However, the department may not
16 transfer state appropriations that are provided solely for a
17 specified purpose except as expressly provided in (b) of this
18 subsection.

19 (b) To the extent that transfers under (a) of this subsection are
20 insufficient to fund actual expenditures in excess of fiscal year
21 2022 caseload forecasts and utilization assumptions in the foster
22 care, adoption support, child protective services, working
23 connections child care, and the juvenile rehabilitation programs or
24 in response to the COVID-19 pandemic, the department may transfer
25 appropriations that are provided solely for a specified purpose.

26 (2) The health care authority, the health benefit exchange, the
27 department of social and health services, the department of health,
28 and the department of children, youth, and families shall work
29 together within existing resources to establish the health and human
30 services enterprise coalition (the coalition). The coalition, led by
31 the health care authority, must be a multi-organization collaborative
32 that provides strategic direction and federal funding guidance for
33 projects that have cross-organizational or enterprise impact,
34 including information technology projects that affect organizations
35 within the coalition. The office of the chief information officer
36 shall maintain a statewide perspective when collaborating with the
37 coalition to ensure that projects are planned for in a manner that
38 ensures the efficient use of state resources, supports the adoption
39 of a cohesive technology and data architecture, and maximizes federal
40 financial participation. (~~The work of the coalition and any project~~

1 ~~identified as a coalition project is subject to the conditions,~~
2 ~~limitations, and review provided in section 701 of this act.)~~)

3 (3) Information technology projects or investments and proposed
4 projects or investments impacting time capture, payroll and payment
5 processes and systems, eligibility, case management, and
6 authorization systems within the department are subject to technical
7 oversight by the office of the chief information officer.

8 **Sec. 227.** 2021 c 334 s 227 (uncodified) is amended to read as
9 follows:

10 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—CHILDREN AND**
11 **FAMILIES SERVICES PROGRAM**

12	General Fund—State Appropriation (FY 2022).	((\$389,597,000))
13		<u>\$374,951,000</u>
14	General Fund—State Appropriation (FY 2023).	((\$403,209,000))
15		<u>\$451,309,000</u>
16	General Fund—Federal Appropriation.	((\$475,829,000))
17		<u>\$487,653,000</u>
18	General Fund—Private/Local Appropriation.	\$2,824,000
19	Coronavirus State Fiscal Recovery Fund—Federal	
20	Appropriation.	((\$5,500,000))
21		<u>\$16,126,000</u>
22	TOTAL APPROPRIATION.	((\$1,276,959,000))
23		<u>\$1,332,863,000</u>

24 The appropriations in this section are subject to the following
25 conditions and limitations:

26 (1) \$748,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$748,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely to contract for the operation of
29 one pediatric interim care center. The center shall provide
30 residential care for up to thirteen children through two years of
31 age. Seventy-five percent of the children served by the center must
32 be in need of special care as a result of substance abuse by their
33 mothers. The center shall also provide on-site training to
34 biological, adoptive, or foster parents. The center shall provide at
35 least three months of consultation and support to the parents
36 accepting placement of children from the center. The center may
37 recruit new and current foster and adoptive parents for infants
38 served by the center. The department shall not require case

1 management as a condition of the contract. No later than December 1,
2 2021, the department must, in consultation with the health care
3 authority, report to the appropriate legislative committees on
4 potential options to maximize federal funding for the center,
5 including any potential for the center to bill managed care
6 organizations for services provided to medicaid recipients.

7 (2) (a) \$453,000 of the general fund—state appropriation for
8 fiscal year 2022 and (~~(\$453,000)~~) \$722,000 of the general fund—state
9 appropriation for fiscal year 2023 are provided solely for the costs
10 of hub home foster (~~(families that provide a foster care delivery~~
11 model that includes a hub home. Use of the hub home model is intended
12 to support foster parent retention, improve child outcomes, and
13 encourage the least restrictive community placements for children in
14 out-of-home care)) and kinship family constellations, and for a
15 contract with an organization with expertise in implementing the hub
16 home model with fidelity to provide technical assistance to hub home
17 families and the department.

18 (b) Of the amounts provided in this subsection, \$150,000 of the
19 general fund—state appropriation for fiscal year 2023 is provided
20 solely to support long-term implementation of the hub home model,
21 including integrating the hub home model within the department's
22 current and future service array and multi-year expansion planning.
23 The department shall submit a preliminary report to the governor and
24 appropriate legislative committees by December 1, 2022, and a final
25 report to the governor and appropriate legislative committees by June
26 30, 2023, that details its progress and plans for long-term
27 implementation of the hub home model.

28 (3) \$579,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$579,000 of the general fund—state appropriation for
30 fiscal year 2023 and \$110,000 of the general fund—federal
31 appropriation are provided solely for a receiving care center east of
32 the Cascade mountains.

33 (4) \$1,245,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$1,245,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for services provided through
36 children's advocacy centers.

37 (5) In fiscal year 2022 and in fiscal year 2023, the department
38 shall provide a tracking report for social service specialists and
39 corresponding social services support staff to the office of

1 financial management, and the appropriate policy and fiscal
2 committees of the legislature. The report shall detail progress
3 toward meeting the targeted 1:18 caseload ratio standard for child
4 and family welfare services caseload-carrying staff and targeted 1:8
5 caseload ratio standard for child protection services caseload
6 carrying staff. To the extent to which the information is available,
7 the report shall include the following information identified
8 separately for social service specialists doing case management work,
9 supervisory work, and administrative support staff, and identified
10 separately by job duty or program, including but not limited to
11 intake, child protective services investigations, child protective
12 services family assessment response, and child and family welfare
13 services:

14 (a) Total full time equivalent employee authority, allotments and
15 expenditures by region, office, classification and band, and job duty
16 or program;

17 (b) Vacancy rates by region, office, and classification and band;
18 and

19 (c) Average length of employment with the department, and when
20 applicable, the date of exit for staff exiting employment with the
21 department by region, office, classification and band, and job duty
22 or program.

23 (6) \$94,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$94,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for a contract with a child
26 advocacy center in Spokane to provide continuum of care services for
27 children who have experienced abuse or neglect and their families.

28 (7) (a) \$539,000 of the general fund—state appropriation for
29 fiscal year 2022, (~~(\$540,000)~~) \$1,000,000 of the general fund—state
30 appropriation for fiscal year 2023, \$656,000 of the general fund
31 private/local appropriation, and \$252,000 of the general fund—federal
32 appropriation are provided solely for a contract with an educational
33 advocacy provider with expertise in foster care educational outreach.
34 The amounts in this subsection are provided solely for contracted
35 education coordinators to assist foster children in succeeding in
36 K-12 and higher education systems and to assure a focus on education
37 during the department's transition to performance-based contracts.
38 Funding must be prioritized to regions with high numbers of foster
39 care youth, (~~(or)~~) regions where backlogs of youth that have formerly

1 requested educational outreach services exist, or youth with high
2 educational needs. The department is encouraged to use private
3 matching funds to maintain educational advocacy services.

4 (b) The department shall contract with the office of the
5 superintendent of public instruction, which in turn shall contract
6 with a nongovernmental entity or entities to provide educational
7 advocacy services pursuant to RCW 28A.300.590.

8 (8) \$375,000 of the general fund—state appropriation for fiscal
9 year 2022, \$375,000 of the general fund—state appropriation for
10 fiscal year 2023, and \$112,000 of the general fund—federal
11 appropriation are provided solely for the department to develop,
12 implement, and expand strategies to improve the capacity,
13 reliability, and effectiveness of contracted visitation services for
14 children in temporary out-of-home care and their parents and
15 siblings. Strategies may include, but are not limited to, increasing
16 mileage reimbursement for providers, offering transportation-only
17 contract options, and mechanisms to reduce the level of parent-child
18 supervision when doing so is in the best interest of the child. The
19 department shall report to the office of financial management and the
20 relevant fiscal and policy committees of the legislature regarding
21 these strategies by November 1, 2022. The report shall include the
22 number and percentage of parents requiring supervised visitation and
23 the number and percentage of parents with unsupervised visitation,
24 prior to reunification.

25 (9) For purposes of meeting the state's maintenance of effort for
26 the state supplemental payment program, the department of children,
27 youth, and families shall track and report to the department of
28 social and health services the monthly state supplemental payment
29 amounts attributable to foster care children who meet eligibility
30 requirements specified in the state supplemental payment state plan.
31 Such expenditures must equal at least \$3,100,000 annually and may not
32 be claimed toward any other federal maintenance of effort
33 requirement. Annual state supplemental payment expenditure targets
34 must continue to be established by the department of social and
35 health services. Attributable amounts must be communicated by the
36 department of children, youth, and families to the department of
37 social and health services on a monthly basis.

38 (10) \$2,230,000 of the general fund—state appropriation for
39 fiscal year 2022, \$2,230,000 of the general fund—state appropriation

1 for fiscal year 2023, and \$156,000 of the general fund—federal
2 appropriation are provided solely to increase the travel
3 reimbursement for in-home service providers.

4 (11) \$197,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$197,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for the department to conduct
7 biennial inspections and certifications of facilities, both overnight
8 and day shelters, that serve those who are under 18 years old and are
9 homeless.

10 (12) \$6,195,000 of the general fund—state appropriation for
11 fiscal year 2022, \$6,195,000 of the general fund—state appropriation
12 for fiscal year 2023, and \$1,188,000 of the general fund—federal
13 appropriation are provided solely for the department to operate
14 emergent placement and enhanced emergent placement contracts.

15 (a) The department shall not include the costs to operate
16 emergent placement contracts in the calculations for family foster
17 home maintenance payments and shall submit as part of the budget
18 submittal documentation required by RCW 43.88.030 any costs
19 associated with increases in the number of emergent placement
20 contract beds after the effective date of this section that cannot be
21 sustained within existing appropriations.

22 (b) Beginning October 1, 2021, and every quarter thereafter, the
23 department shall publish on its website the rates or fees paid for
24 emergent placement contracts, the number of beds retained, and the
25 number of beds purchased. If the department determines that there is
26 a need to increase the rates or fees paid or the number of beds
27 retained or purchased under this subsection, the secretary shall
28 request authorization from the office of financial management and
29 notify the fiscal committees of the legislature.

30 (13) Beginning January 1, 2022, and continuing through the
31 2021-2023 fiscal biennium, the department must provide semi-annual
32 reports to the governor and appropriate legislative committees that
33 includes the number of in-state behavioral rehabilitation services
34 providers and licensed beds, the number of out-of-state behavioral
35 rehabilitation services placements, and a comparison of these numbers
36 to the same metrics expressed as an average over the prior six
37 months. The report shall identify separately beds with the enhanced
38 behavioral rehabilitation services rate. Effective January 1, 2022,
39 and to the extent the information is available, the report will

1 include the same information for emergency placement services beds
2 and enhanced emergency placement services beds.

3 (14) \$250,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$250,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for implementing the supportive
6 visitation model that utilizes trained visit navigators to provide a
7 structured and positive visitation experience for children and their
8 parents.

9 (15) \$600,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$600,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for enhanced adoption placement
12 services for legally free children in state custody, through a
13 partnership with a national nonprofit organization with private
14 matching funds. These funds must supplement, but not supplant, the
15 work of the department to secure permanent adoptive homes for
16 children with high needs.

17 (16) The department of children, youth, and families shall make
18 foster care maintenance payments to programs where children are
19 placed with a parent in a residential program for substance abuse
20 treatment. These maintenance payments are considered foster care
21 maintenance payments for purposes of forecasting and budgeting at
22 maintenance level as required by RCW 43.88.058.

23 (17) \$2,000,000 of the general fund—state appropriation for
24 fiscal year 2022 and \$2,000,000 of the general fund—(~~federal~~) state
25 appropriation for fiscal year 2023 are provided solely for the
26 department to contract with one or more nonprofit, nongovernmental
27 organizations to purchase and deliver concrete goods to low-income
28 families.

29 (18) \$5,500,000 of the (~~general fund federal appropriation~~
30 ~~(ARPA/CSFRF)~~) coronavirus state fiscal recovery fund—federal
31 appropriation is provided solely for one-time \$250 per child grants
32 to families on behalf of up to 22,000 children who may be at risk of
33 child welfare system involvement and have experienced economic
34 impacts of the COVID-19 pandemic.

35 (19) The department is authorized to use the amounts provided in
36 this section for services and maintenance payments to former
37 dependent youth as authorized and directed in the supporting foster
38 youth and families through the pandemic act, P.L. 116-260, division
39 X.

1 (20) \$387,000 of the general fund—state appropriation for fiscal
2 year 2022, \$393,000 of the general fund—state appropriation for
3 fiscal year 2023, and \$143,000 of the general fund—federal
4 appropriation are provided solely to increase all fees paid to child-
5 placing agencies by 7.5 percent, effective July 1, 2021.

6 (21)(a) \$739,000 of the general fund—state appropriation for
7 fiscal year 2022, \$702,000 of the general fund—state appropriation
8 for fiscal year 2023, and \$482,000 of the general fund—federal
9 appropriation are provided solely for the department of children,
10 youth, and families to create and implement a new approach to
11 transition planning for young people preparing to exit the child
12 welfare system and juvenile rehabilitation institutions, pursuant to
13 the recommendations in the *improving stability for youth exiting*
14 *systems of care* report submitted in January 2020 as required by RCW
15 43.330.720. The department must engage young people, caregivers,
16 providers, and other stakeholders in the creation and implementation
17 of the approach by:

18 (i) Providing one statewide adolescent transitions program
19 manager and six adolescent liaisons, one in each region of the
20 department, who are dedicated to supporting the transition planning
21 approaches developed by the department, providing program oversight,
22 and supporting improved outcomes for adolescents during the
23 transition to adulthood; and

24 (ii) Strengthening the administration and competency of the
25 independent living program and direct independent living services. No
26 later than June 1, 2022, the department must centralize
27 administration of its independent living program and develop a
28 framework for service delivery, including best practice
29 recommendations. The framework must be codesigned with adolescents,
30 caregivers, providers, and stakeholders. No later than June 30, 2022,
31 the department must develop and launch a competitive request for
32 proposal process to solicit bidders to provide independent living
33 services under the new framework.

34 (b) No later than November 30, 2022, the department must report
35 to the governor and appropriate legislative committees on the
36 implementation of the new approach to transition planning, the new
37 independent living framework, and the state's capacity to provide
38 high-quality transition services, including independent living
39 services, to youth and young adults exiting the child welfare system

1 and juvenile rehabilitation institutions. The report must identify
2 any remaining service gaps that prevent statewide implementation and
3 address the additional resources needed to improve outcomes for young
4 people exiting these systems of care.

5 (22) \$2,400,000 of the general fund—state appropriation for
6 fiscal year 2022 and \$2,400,000 of the general fund—state
7 appropriation for fiscal year 2023 are provided solely for
8 implementation of performance-based contracts for family support and
9 related services pursuant to RCW 74.13B.020.

10 (23) The appropriations in this section include sufficient
11 funding for continued implementation of chapter 80, Laws of 2018
12 (2SSB 6453) (kinship caregiver legal support).

13 (24) The appropriations in this section include sufficient
14 funding to implement chapter 51, Laws of 2020 (SHB 2873) (families in
15 conflict).

16 (25) \$511,000 of the general fund—state appropriation for fiscal
17 year 2023 and \$153,000 of the general fund—federal appropriation are
18 provided solely to implement Second Substitute House Bill No. 1219
19 (youth counsel/dependency). ~~((If the bill is not enacted by June 30,~~
20 ~~2021, the amounts provided in this subsection shall lapse.))~~

21 (26) \$219,000 of the general fund—state appropriation for fiscal
22 year 2022, \$208,000 of the general fund—state appropriation for
23 fiscal year 2023, and \$295,000 of the general fund—federal
24 appropriation are provided solely to implement Second Substitute
25 House Bill No. 1061 (child welfare/developmental disability). ~~((If~~
26 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
27 ~~this subsection shall lapse.))~~

28 ~~((27) (\$29,000 of the general fund—state appropriation for fiscal~~
29 ~~year 2022 is provided solely to implement Second Substitute House~~
30 ~~Bill No. 1127 (COVID-19 health data privacy). If the bill is not~~
31 ~~enacted by June 30, 2021, the amount provided in this subsection~~
32 ~~shall lapse.~~

33 ~~(28))~~ \$451,000 of the general fund—state appropriation for
34 fiscal year 2022 and \$662,000 of the general fund—state appropriation
35 for fiscal year 2023 are provided solely for the department to
36 contract with a community organization with expertise in the LifeSet
37 case management model to serve youth and adults currently being
38 served in or exiting the foster care, juvenile justice, and mental
39 health systems to successfully transition to adulthood.

1 ~~((29))~~ (28) \$326,000 of the general fund—state appropriation
2 for fiscal year 2022, \$326,000 of the general fund—state
3 appropriation for fiscal year 2023, and \$148,000 of the general fund—
4 federal appropriation are provided solely to implement Engrossed
5 Second Substitute House Bill No. 1194 (parent-child visitation). ~~((If~~
6 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
7 ~~this subsection shall lapse.~~

8 ~~(30))~~ (29) \$499,000 of the general fund—state appropriation for
9 fiscal year 2022, \$499,000 of the general fund—state appropriation
10 for fiscal year 2023, and \$310,000 of the general fund—federal
11 appropriation are provided solely to expand the family connections
12 program in two areas of the state in which the program is not already
13 established as of the effective date of this section. One expansion
14 site must be located west of the crest of the Cascade mountain range
15 and the other expansion site must be located east of the crest of the
16 Cascade mountain range. The program expansion must follow the family
17 connections program model pursuant to RCW 74.13.715. To operate the
18 two expansion sites, the department must contract with a community-
19 based organization that has experience working with the foster care
20 population and administering the family connections program.

21 ~~((31))~~ (30) \$25,000 of the general fund—state appropriation for
22 fiscal year 2023 and \$25,000 of the general fund—federal
23 appropriation (ARPA) are provided solely for the department to
24 implement Engrossed Second Substitute House Bill No. 1227 (child
25 abuse allegations). ~~((If the bill is not enacted by June 30, 2021,~~
26 ~~the amounts provided in this subsection shall lapse.~~

27 ~~(32))~~ (31) If the department receives an allocation of federal
28 funding through an unanticipated receipt, the department shall not
29 expend more than what was approved or for another purpose than what
30 was approved by the governor through the unanticipated receipt
31 process pursuant to RCW 43.79.280.

32 (32) \$1,513,000 of the general fund—state appropriation for
33 fiscal year 2023 is provided solely for start-up costs associated
34 with a new behavioral rehabilitation services facility in Vancouver.

35 (33) \$800,000 of the general fund—state appropriation for fiscal
36 year 2023 and \$200,000 of the general fund—federal appropriation are
37 provided solely for the department to contract for a child welfare
38 workload study, which must include an evaluation of workload impacts

1 required by state and federal law and make recommendations for
2 staffing models and system improvements.

3 (a) The study must consider, but is not limited to, enacted laws
4 and forthcoming legislation related to child welfare such as the
5 keeping families together act, chapter 211, Laws of 2021, and the
6 family first prevention services act.

7 (b) The study must include, at a minimum, all child welfare case-
8 carrying workers including but not limited to: Child protective
9 services, child welfare case workers, and child welfare licensing
10 staff, including foster care assessment, safety and monitoring, and
11 child protective services licensing.

12 (c) The study must evaluate the workload impacts related to
13 changes in the application of the federal Indian child welfare act,
14 25 U.S.C. Secs. 1901-1963 and the Washington state Indian child
15 welfare act, chapter 13.38 RCW as required by *In re Dependency of*
16 *G.J.A., A.R.A., S.S.A., J.J.A., and V.A.*, 197 Wn.2d 868 (2021) and *In*
17 *re Dependency of Z.J.G. and M.E.J.G.*, 196 Wn.2d 152 (2020).

18 (d) The department must establish a steering committee inclusive
19 of members who are familiar with public child welfare practice and
20 who have had substantial experience with similar studies. The
21 steering committee members will be appointed by the agency secretary
22 and must include internal and external members.

23 (e) A final report must also include recommendations to
24 streamline internal processes; to more equitably allocate staff and
25 contracted resources statewide; to reduce workload through
26 technology; to reduce staff attrition; and to increase direct service
27 time. The report must be submitted to the governor and appropriate
28 fiscal committees of the legislature by June 30, 2023.

29 (34) \$10,626,000 of the coronavirus state fiscal recovery fund—
30 federal appropriation is provided solely for the department to
31 contract with a community organization to administer monthly stipends
32 to young adults who were impacted by the federal moratorium that
33 prohibited states from discharging them from extended foster care due
34 to age through September 30, 2021, and young adults who age out of
35 extended foster care between October 1, 2021, and June 30, 2023.

36 (35) \$200,000 of the general fund—state appropriation for fiscal
37 year 2022 is provided solely for the department to contract for a
38 systems assessment of state and federally funded services and
39 benefits for young adults enrolled in or exiting extended foster care
40 and make recommendations to improve the continuum of supports for the

1 extended foster care population to support successful transitions to
2 independent adulthood.

3 (a) The systems assessment must include, but is not limited to,
4 the following:

5 (i) A survey of state and federally funded services and benefits,
6 and the utilization of such services and benefits, including but not
7 limited to economic services, housing programs and payment vouchers,
8 independent living programs, educational supports, and access to
9 postsecondary opportunities, including vocational training and
10 placement programs, legal services, navigation assistance, and peer
11 mentoring. The survey must examine how these services and benefits
12 contribute to a continuum of supports for young adults enrolled in
13 extended foster care and those who have exited since September 2021;

14 (ii) A young adult needs assessment, including collecting data on
15 young adults enrolled in extended foster care and those who have
16 exited since September 2021. The needs assessment must also gauge
17 young adults' awareness of and ability to access the available
18 services and benefits;

19 (iii) Identification of gaps or redundancies within the existing
20 array of state and federally funded programs serving the extended
21 foster care population;

22 (iv) Identification of funding sources or programs that could be
23 used to address any gaps in the array of services and benefits
24 available; and

25 (v) An assessment of the various data systems currently used or
26 capable of being used to report on the young adult population served
27 by the extended foster care program. The data assessment must include
28 a discussion of any system limitations and recommendations to support
29 future data tracking of outcomes for this population.

30 (b) The department and contractor must engage with state agencies
31 administering relevant programs, contracted organizations serving the
32 extended foster care population, and young adults currently in
33 extended foster care and those who have exited since September 2021
34 to conduct the systems assessment. A status update must be submitted
35 to the governor and appropriate fiscal and policy committees of the
36 legislature by November 30, 2022. A final report must be submitted to
37 the governor and appropriate fiscal and policy committees by June 30,
38 2023.

39 (36) \$4,294,000 of the general fund—state appropriation for
40 fiscal year 2022, \$17,174,000 of the general fund—state appropriation

1 for fiscal year 2023, and \$4,712,000 of the general fund—federal
2 appropriation are provided solely to increase the child visitation
3 hourly reimbursement rate; to reimburse mileage starting from the
4 first mile driven; and to train and provide resources to service
5 providers to provide services that are culturally appropriate in
6 cases where the Indian child welfare act (ICWA) applies.

7 (37) \$8,440,000 of the general fund—state appropriation for
8 fiscal year 2023 is provided solely to increase the reimbursement
9 rates for combined in-home services providers as recommended in the
10 October 2021 combined in-home services cost study.

11 (38) \$850,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$2,561,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the foster parent alliance
14 of Washington state to provide parents with individualized education,
15 training, and support to facilitate successful reunification with
16 children in a shorter amount of time and with fewer incidence of
17 return to care.

18 (39) \$767,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely to continue the child welfare housing
20 assistance pilot program, created in chapter 328, Laws of 2019, to
21 the end of the fiscal biennium.

22 (40) \$637,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely to expand the child welfare housing
24 program that serves families involved in child welfare services who
25 are at risk of out-of-home placement and a lack of appropriate
26 housing is a contributing factor.

27 (41) \$50,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$275,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for improving the financial
30 capability of dependent youth.

31 (a) The department shall develop a report with recommendations of
32 how to improve access to private, self-controlled bank accounts for
33 dependent youth ages 14 and up as well as other strategies for
34 improving financial capability of dependent youth. The department
35 must consult with stakeholders on development of the recommendations
36 and report. The report shall include but is not limited to an
37 analysis of the following:

38 (i) The documentation and information necessary for youth to
39 establish bank accounts;

1 (ii) Appropriate mechanisms to support youth in establishing the
2 accounts;

3 (iii) Issues related to compliance with current state and federal
4 laws that could impact the availability of accounts and release of
5 funds; and

6 (iv) Data on the number of dependent youth, including youth in
7 extended foster care, ages 14 and up with private, self-controlled
8 bank accounts.

9 (b) The report must include recommendations on how to ensure
10 statewide access to high quality, developmentally, and culturally
11 appropriate financial education for dependent youth ages 12 and up.

12 (c) The report must include recommendations for statutory or
13 policy changes, including the number of youth who have established a
14 private self-controlled bank account, to implement the
15 recommendations of the report.

16 (d) The analysis and recommendations are due to the appropriate
17 committees of the legislature by December 1, 2022, in compliance with
18 RCW 43.01.036.

19 **Sec. 228.** 2021 c 334 s 228 (uncodified) is amended to read as
20 follows:

21 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—JUVENILE**
22 **REHABILITATION PROGRAM**

23	General Fund—State Appropriation (FY 2022)	((\$127,325,000))
24		<u>\$123,710,000</u>
25	General Fund—State Appropriation (FY 2023)	((\$129,690,000))
26		<u>\$131,775,000</u>
27	General Fund—Federal Appropriation	((\$3,464,000))
28		<u>\$694,000</u>
29	General Fund—Private/Local Appropriation	((\$1,787,000))
30		<u>\$174,000</u>
31	Washington Auto Theft Prevention Authority Account—	
32	State Appropriation	\$196,000
33	TOTAL APPROPRIATION	((\$262,462,000))
34		<u>\$256,549,000</u>

35 The appropriations in this section are subject to the following
36 conditions and limitations:

37 (1) ~~((~~\$331,000~~ of the general fund state appropriation for fiscal~~
38 ~~year 2022 and ~~\$331,000~~ of the general fund state appropriation for~~

1 ~~fiscal year 2023 are provided solely for deposit in the county~~
2 ~~criminal justice assistance account for costs to the criminal justice~~
3 ~~system associated with the implementation of chapter 338, Laws of~~
4 ~~1997 (juvenile code revisions). The amounts provided in this~~
5 ~~subsection are intended to provide funding for county adult court~~
6 ~~costs associated with the implementation of chapter 338, Laws of 1997~~
7 ~~and shall be distributed in accordance with RCW 82.14.310.~~

8 ~~(2))~~ \$2,841,000 of the general fund—state appropriation for
9 fiscal year 2022 and \$2,841,000 of the general fund—state
10 appropriation for fiscal year 2023 are provided solely for grants to
11 county juvenile courts for the juvenile justice programs identified
12 by the Washington state institute for public policy in its report:
13 "Inventory of Evidence-based, Research-based, and Promising Practices
14 for Prevention and Intervention Services for Children and Juveniles
15 in the Child Welfare, Juvenile Justice, and Mental Health Systems."
16 Additional funding for this purpose is provided through an
17 interagency agreement with the health care authority. County juvenile
18 courts shall apply to the department of children, youth, and families
19 for funding for program-specific participation and the department
20 shall provide grants to the courts consistent with the per-
21 participant treatment costs identified by the institute.

22 ~~((3))~~ (2) \$1,537,000 of the general fund—state appropriation
23 for fiscal year 2022 and \$1,537,000 of the general fund—state
24 appropriation for fiscal year 2023 are provided solely for expansion
25 of the juvenile justice treatments and therapies in department of
26 children, youth, and families programs identified by the Washington
27 state institute for public policy in its report: "Inventory of
28 Evidence-based, Research-based, and Promising Practices for
29 Prevention and Intervention Services for Children and Juveniles in
30 the Child Welfare, Juvenile Justice, and Mental Health Systems." The
31 department may concentrate delivery of these treatments and therapies
32 at a limited number of programs to deliver the treatments in a cost-
33 effective manner.

34 ~~((4))~~ (3)(a) \$6,198,000 of the general fund—state appropriation
35 for fiscal year 2022 and \$6,198,000 of the general fund—state
36 appropriation for fiscal year 2023 are provided solely to implement
37 evidence- and research-based programs through community juvenile
38 accountability grants, administration of the grants, and evaluations
39 of programs funded by the grants. In addition to funding provided in

1 this subsection, funding to implement alcohol and substance abuse
2 treatment programs for locally committed offenders is provided
3 through an interagency agreement with the health care authority.

4 (b) The department of children, youth, and families shall
5 administer a block grant to county juvenile courts for the purpose of
6 serving youth as defined in RCW 13.40.510(4)(a) in the county
7 juvenile justice system. Funds dedicated to the block grant include:
8 Consolidated juvenile service (CJS) funds, community juvenile
9 accountability act (CJAA) grants, chemical dependency/mental health
10 disposition alternative (CDDA), and suspended disposition alternative
11 (SDA). The department of children, youth, and families shall follow
12 the following formula and must prioritize evidence-based programs and
13 disposition alternatives and take into account juvenile courts
14 program-eligible youth in conjunction with the number of youth served
15 in each approved evidence-based program or disposition alternative:
16 (i) Thirty-seven and one-half percent for the at-risk population of
17 youth ten to seventeen years old; (ii) fifteen percent for the
18 assessment of low, moderate, and high-risk youth; (iii) twenty-five
19 percent for evidence-based program participation; (iv) seventeen and
20 one-half percent for minority populations; (v) three percent for the
21 chemical dependency and mental health disposition alternative; and
22 (vi) two percent for the suspended dispositional alternatives.
23 Funding for the special sex offender disposition alternative (SSODA)
24 shall not be included in the block grant, but allocated on the
25 average daily population in juvenile courts. Funding for the
26 evidence-based expansion grants shall be excluded from the block
27 grant formula. Funds may be used for promising practices when
28 approved by the department of children, youth, and families and
29 juvenile courts, through the community juvenile accountability act
30 committee, based on the criteria established in consultation with
31 Washington state institute for public policy and the juvenile courts.

32 (c) The department of children, youth, and families and the
33 juvenile courts shall establish a block grant funding formula
34 oversight committee with equal representation from the department of
35 children, youth, and families and the juvenile courts. The purpose of
36 this committee is to assess the ongoing implementation of the block
37 grant funding formula, utilizing data-driven decision making and the
38 most current available information. The committee will be co-chaired
39 by the department of children, youth, and families and the juvenile
40 courts, who will also have the ability to change members of the

1 committee as needed to achieve its purpose. The committee may make
2 changes to the formula categories in (d)(ii) of this subsection if it
3 determines the changes will increase statewide service delivery or
4 effectiveness of evidence-based program or disposition alternative
5 resulting in increased cost/benefit savings to the state, including
6 long-term cost/benefit savings. The committee must also consider
7 these outcomes in determining when evidence-based expansion or
8 special sex offender disposition alternative funds should be included
9 in the block grant or left separate.

10 (d) The juvenile courts and administrative office of the courts
11 must collect and distribute information and provide access to the
12 data systems to the department of children, youth, and families and
13 the Washington state institute for public policy related to program
14 and outcome data. The department of children, youth, and families and
15 the juvenile courts must work collaboratively to develop program
16 outcomes that reinforce the greatest cost/benefit to the state in the
17 implementation of evidence-based practices and disposition
18 alternatives.

19 ~~((5) \$1,352,000))~~ (4) \$645,000 of the general fund—state
20 appropriation for fiscal year 2022 and ~~((1,352,000))~~ \$645,000 of the
21 general fund—state appropriation for fiscal year 2023 are provided
22 solely for funding of the teamchild project.

23 ~~((6) \$283,000 of the general fund—state appropriation for fiscal~~
24 ~~year 2022 and \$283,000 of the general fund—state appropriation for~~
25 ~~fiscal year 2023 are provided solely for the juvenile detention~~
26 ~~alternatives initiative.~~

27 ~~(7))~~ (5) \$500,000 of the general fund—state appropriation for
28 fiscal year 2022 and \$500,000 of the general fund—state appropriation
29 for fiscal year 2023 are provided solely for a grant program focused
30 on criminal street gang prevention and intervention. The department
31 of children, youth, and families may award grants under this
32 subsection. The department of children, youth, and families shall
33 give priority to applicants who have demonstrated the greatest
34 problems with criminal street gangs. Applicants composed of, at a
35 minimum, one or more local governmental entities and one or more
36 nonprofit, nongovernmental organizations that have a documented
37 history of creating and administering effective criminal street gang
38 prevention and intervention programs may apply for funding under this
39 subsection. Each entity receiving funds must report to the department

1 of children, youth, and families on the number and types of youth
2 served, the services provided, and the impact of those services on
3 the youth and the community.

4 ~~((+8))~~ (6) The juvenile rehabilitation institutions may use
5 funding appropriated in this subsection to purchase goods, supplies,
6 and services through hospital group purchasing organizations when it
7 is cost-effective to do so.

8 ~~((+9))~~ (7) \$50,000 of the general fund—state appropriation for
9 fiscal year 2022 and \$50,000 of the general fund—state appropriation
10 for fiscal year 2023 are provided solely for grants to county
11 juvenile courts to establish alternative detention facilities similar
12 to the proctor house model in Jefferson county, Washington, that will
13 provide less restrictive confinement alternatives to youth in their
14 local communities. County juvenile courts shall apply to the
15 department of children, youth, and families for funding and each
16 entity receiving funds must report to the department on the number
17 and types of youth serviced, the services provided, and the impact of
18 those services on the youth and the community.

19 ~~((+10))~~ (8) \$432,000 of the general fund—state appropriation for
20 fiscal year 2022 and \$432,000 of the general fund—state appropriation
21 for fiscal year 2023 are provided solely for the department to
22 provide housing services to clients releasing from incarceration into
23 the community.

24 ~~((+11))~~ (9) \$100,000 of the general fund—state appropriation for
25 fiscal year 2022 is provided solely to assess the juvenile court
26 assessment tool. The juvenile rehabilitation program shall contract
27 with the Washington state institute for public policy to review the
28 standardized juvenile court assessment tool to assess whether it
29 accurately determines eligibility criteria and properly assigns youth
30 to programs that meet their needs. The institute must work in
31 collaboration with the juvenile block grant proviso committee.

32 ~~((+12))~~ (10)(a) \$773,000 of the general fund—state appropriation
33 for fiscal year 2022 and \$986,000 of the general fund—state
34 appropriation for fiscal year 2023 are provided solely for
35 implementation of Engrossed Second Substitute House Bill No. 1186
36 (concerning juvenile rehabilitation community transition services).
37 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
38 in this subsection shall lapse.))~~

1 (b) Of the amounts provided in (a) of this subsection, \$50,000 of
2 the general fund—state appropriation for fiscal year 2022 and
3 \$105,000 of the general fund—state appropriation for fiscal year 2023
4 are provided solely for housing vouchers.

5 ~~((13))~~ (11) \$128,000 of the general fund—state appropriation
6 for fiscal year 2022 is provided solely for implementation of
7 Engrossed Second Substitute House Bill No. 1295 (institutional ed./
8 release). ~~((If the bill is not enacted by June 30, 2021, the amount
9 provided in this subsection shall lapse.~~

10 ~~(14))~~ (12) \$122,000 of the general fund—state appropriation for
11 fiscal year 2022 and \$123,000 of the general fund—state appropriation
12 for fiscal year 2023 are provided solely for implementation of
13 Engrossed Substitute Senate Bill No. 5118 (supporting successful
14 reentry). ~~((If the bill is not enacted by June 30, 2021, the amounts
15 provided in this subsection shall lapse.~~

16 ~~(15))~~ (13) Sufficient funding is provided within this section
17 for implementation of Engrossed Second Substitute Senate Bill No.
18 5304 (reentry services/state and local institutions).

19 ~~((16))~~ (14) Within existing resources, the department shall
20 evaluate the Martin hall juvenile detention facility located in
21 Medical Lake as an option for increased capacity needs for the
22 juvenile rehabilitation program.

23 (15) \$703,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$848,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for implementation of Second
26 Substitute Senate Bill No. 5535 (repealing requirements for parent
27 payment of the cost of their child's support, treatment, and
28 confinement in juvenile rehabilitation residential facilities). If
29 the bill is not enacted by June 30, 2022, the amounts provided in
30 this subsection shall lapse.

31 (16) \$295,000 of the general fund—state appropriation for fiscal
32 year 2022 is provided solely for the expansion of exercise and
33 wellness opportunities for residents at the Naselle youth camp.

34 (17) \$2,100,000 of the general fund—state appropriation for
35 fiscal year 2022 is provided solely for maintaining staffing levels
36 at juvenile rehabilitation facilities independent from fluctuating
37 caseloads.

1 **Sec. 229.** 2021 c 334 s 229 (uncodified) is amended to read as
2 follows:

3 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—EARLY LEARNING**
4 **PROGRAM**

5	General Fund—State Appropriation (FY 2022).	((\$289,936,000))
6		<u>\$252,370,000</u>
7	General Fund—State Appropriation (FY 2023).	((\$348,787,000))
8		<u>\$408,090,000</u>
9	General Fund—Federal Appropriation.	((\$1,066,945,000))
10		<u>\$1,145,913,000</u>
11	General Fund—Private/Local Appropriation.	((\$86,000))
12		<u>\$100,000</u>
13	Education Legacy Trust Account—State Appropriation.	((\$28,127,000))
14		<u>\$28,175,000</u>
15	Home Visiting Services Account—State Appropriation.	((\$23,966,000))
16		<u>\$25,585,000</u>
17	Home Visiting Services Account—Federal Appropriation.	\$29,776,000
18	Washington Opportunity Pathways Account—State	
19	Appropriation.	\$80,000,000
20	Workforce Education Investment Account—State	
21	Appropriation.	\$8,482,000
22	TOTAL APPROPRIATION.	((\$1,876,105,000))
23		<u>\$1,978,491,000</u>

24 The appropriations in this section are subject to the following
25 conditions and limitations:

26 (1) (a) ((~~\$80,273,000~~)) \$82,040,000 of the general fund—state
27 appropriation for fiscal year 2022, ((~~\$119,932,000~~)) \$134,730,000 of
28 the general fund—state appropriation for fiscal year 2023,
29 \$24,070,000 of the education legacy trust account—state
30 appropriation, \$80,000,000 of the opportunity pathways account—state
31 appropriation, and \$25,452,000 of the general fund—federal
32 appropriation (CRRSA/GEER) are provided solely for the early
33 childhood education and assistance program. These amounts shall
34 support at least 15,162 slots in fiscal year 2022 and 15,912 slots in
35 fiscal year 2023. Of the total slots in each fiscal year, 100 slots
36 must be reserved for foster children to receive school-year-round
37 enrollment.

38 (b) Of the amounts provided in this subsection, \$14,930,000 of
39 the general fund—state appropriation for fiscal year 2023 and

1 \$14,889,000 of the general fund—federal appropriation (CRRSA/GEER)
2 are for a slot rate increase of ten percent beginning July 1, 2021.
3 The funding provided in this subsection is sufficient for the
4 department to increase rates according to inflation, pursuant to
5 Engrossed Second Substitute Senate Bill No. 5237 (child care & early
6 dev. exp.), beginning in fiscal year 2023 and annually thereafter.

7 (c) Of the amounts provided in this subsection, \$1,358,000 of the
8 general fund—state appropriation for fiscal year 2022 and \$4,612,000
9 of the general fund—state appropriation for fiscal year 2023 are
10 provided solely for the department to provide early childhood
11 education and assistance program services during summer 2022 to 2,212
12 part day program slots, including 2,011 slots in an in-person
13 learning program and 201 slots provided other additional services.

14 (d) Of the amounts provided in this subsection, \$9,327,000 of the
15 general fund—state appropriation for fiscal year 2023 is provided
16 solely for the conversion of 2,077 part day program slots to 1,765
17 full day slots and 312 extended day slots.

18 (e) Of the amounts provided in this subsection, \$409,000 of the
19 general fund—state appropriation for fiscal year 2022 and \$859,000 of
20 the general fund—state appropriation for fiscal year 2023 are
21 provided solely for a \$54 per slot quality support rate, which will
22 increase by 1.5 percent annually beginning in fiscal year 2024.

23 (f) The department of children, youth, and families must develop
24 a methodology to identify, at the school district level, the
25 geographic locations of where early childhood education and
26 assistance program slots are needed to meet the entitlement specified
27 in RCW 43.216.556. This methodology must be linked to the caseload
28 forecast produced by the caseload forecast council and must include
29 estimates of the number of slots needed at each school district and
30 the corresponding facility needs required to meet the entitlement in
31 accordance with RCW 43.216.556. This methodology must be included as
32 part of the budget submittal documentation required by RCW 43.88.030.

33 (2) \$200,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$200,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely to develop and provide
36 culturally relevant supports for parents, family, and other
37 caregivers.

38 (3) The department is the lead agency for and recipient of the
39 federal child care and development fund grant. Amounts within this

1 grant shall be used to fund child care licensing, quality
2 initiatives, agency administration, and other costs associated with
3 child care subsidies.

4 (4) The legislature recognizes that the federal government has
5 provided substantial additional funding through the coronavirus
6 response and relief supplemental appropriations act, P.L. 116-260,
7 division M. and the American rescue plan act of 2021, P.L. 117-2. The
8 purpose of the additional federal funding is to ensure access to
9 affordable child care and to stabilize and support child care
10 providers from the effects of the COVID-19 pandemic. The legislature
11 intends with the passage of Engrossed Second Substitute Senate Bill
12 No. 5237 (child care & early dev. exp.) to implement these federal
13 purposes by expanding eligibility for subsidized child care, reducing
14 parent copayments, increasing provider base rates to recognize
15 increased costs, and providing other financial support to stabilize
16 the child care sector to remain open or to reopen. The legislature
17 finds that the state lacked the fiscal capacity to make these
18 investments and the additional federal funding has provided the
19 opportunity to supplement state funding to expand and accelerate
20 child care access, affordability, and provider support as the state
21 navigates the COVID-19 pandemic and its aftermath.

22 (5) (~~(\$20,110,000 of the general fund state appropriation in~~
23 ~~fiscal year 2022, \$45,757,000)~~ \$50,861,000 of the general fund—state
24 appropriation in fiscal year 2023, \$8,482,000 of the workforce
25 education investment account—state appropriation, \$283,375,000 of the
26 general fund—federal appropriation, \$59,893,000 of the general fund—
27 federal appropriation (CARES), (~~(\$65,482,000)~~) \$98,723,000 of the
28 general fund—federal appropriation (CRRSA), and (~~(\$111,252,000)~~)
29 \$153,814,000 of the general fund—federal appropriation (ARPA) are
30 provided solely for the working connections child care program under
31 RCW 43.216.135. Of the amounts provided in this subsection:

32 (a) The department of children, youth, and families shall work in
33 collaboration with the department of social and health services to
34 determine the appropriate amount of state expenditures for the
35 working connections child care program to claim towards the state's
36 maintenance of effort for the temporary assistance for needy families
37 program. The departments will also collaborate to track the average
38 monthly child care subsidy caseload and expenditures by fund type,
39 including child care development fund, general fund—state

1 appropriation, and temporary assistance for needy families for the
2 purpose of estimating the annual temporary assistance for needy
3 families reimbursement from the department of social and health
4 services to the department of children, youth, and families.
5 Effective December 1, 2022, and annually thereafter, the department
6 of children, youth, and families must report to the governor and the
7 appropriate fiscal and policy committees of the legislature the total
8 state contribution for the working connections child care program
9 claimed the previous fiscal year towards the state's maintenance of
10 effort for the temporary assistance for needy families program and
11 the total temporary assistance for needy families reimbursement from
12 the department of social and health services for the previous fiscal
13 year.

14 (b) \$6,390,000 is for the compensation components of the
15 2021-2023 collective bargaining agreement covering family child care
16 providers as provided in section 947 of this act. Of the amounts
17 provided in this subsection:

18 (i) \$4,410,000 is for a 35 cent per hour per child rate increase
19 for family, friends, and neighbor providers (FFNs) beginning July 1,
20 2022;

21 (ii) \$854,000 is to increase the rate paid to providers who reach
22 level 3.5 of the state's early achievers quality rating system by two
23 percent beginning July 1, 2021; and

24 (iii) \$1,126,000 is to increase the nonstandard hour care rate by
25 \$10.00 per child per month beginning July 1, 2021.

26 (c) \$42,562,000 of the general fund—federal appropriation (ARPA)
27 and \$2,785,000 of the general fund—federal appropriation (CRRSA) are
28 provided solely for the implementation of an agreement reached
29 between the governor and the service employees international union
30 local 925 for a cost of care rate enhancement for family child care
31 providers under the provisions of chapter 41.56 RCW for fiscal year
32 2023 as provided in section 936 of this act.

33 (d) \$49,600,000 of the general fund—state appropriation for
34 fiscal year 2023 is provided solely to increase child care center
35 subsidy base rates by 16 percent beginning July 1, 2022.

36 (e) \$21,215,000 of the general fund—federal appropriation (CRRSA)
37 is provided solely for enrollment based payments from April 2022
38 through June 2022.

1 (f) \$59,893,000 of the general fund—federal appropriation
2 (CARES), \$65,925,000 of the general fund—federal appropriation
3 (CRRSA), and \$99,918,000 of the general fund—federal appropriation
4 (ARPA) are provided solely for enhancements to the working child care
5 connections program, pursuant to Engrossed Second Substitute Senate
6 Bill No. 5237 (child care & early dev. exp.). Of the amounts provided
7 in this subsection:

8 (i) \$28,759,000 of the general fund—federal appropriation
9 (CARES), \$11,993,000 of the general fund—federal appropriation
10 (CRRSA), and \$35,979,000 of the general fund—federal appropriation
11 (ARPA) are provided solely for the implementation of reduced
12 household child care monthly copayments. For households at or below
13 50 percent of the state median income, copayments are capped at \$115
14 through January 1, 2022, and \$90 from January 1, 2022, through fiscal
15 year 2023. For households at or below 60 percent of the state median
16 income, copayments are capped at \$115 through June 30, 2023.

17 (ii) \$31,134,000 of the general fund—federal appropriation
18 (CARES), \$40,195,000 of the general fund—federal appropriation
19 (CRRSA), and \$45,476,000 of the general fund—federal appropriation
20 (ARPA) are provided solely to increase subsidy base rates to the 85th
21 percentile of market for child care providers. The state and the
22 representative for family child care providers must enter into
23 bargaining over the implementation of subsidy rate increases, and
24 apply those increases consistent with the terms of this proviso and
25 the agreement reached between the parties.

26 (iii) \$3,930,000 of the general fund—federal appropriation
27 (CRRSA) and \$4,903,000 of the general fund—federal appropriation
28 (ARPA) are provided solely to waive work requirements for student
29 parents utilizing the working connections child care program.

30 (iv) \$6,726,000 of the general fund—federal appropriation (CRRSA)
31 and \$10,633,000 of the general fund—federal appropriation (ARPA) are
32 provided solely to expand eligibility for the working connections
33 child care program to households at or below 60 percent of state
34 median income, beginning October 1, 2021.

35 (v) \$1,549,000 of the general fund—federal appropriation (CRRSA)
36 and \$982,000 of the general fund—federal appropriation (ARPA) are
37 provided solely for the department to implement an infant rate
38 enhancement for child care providers.

1 ~~((d) In order to not exceed the appropriated amount, the~~
2 ~~department shall manage the program so that the average monthly~~
3 ~~caseload does not exceed 33,000 households and the department shall~~
4 ~~give prioritized access into the program according to the following~~
5 ~~order:~~

6 ~~(i) Families applying for or receiving temporary assistance for~~
7 ~~needy families (TANF);~~

8 ~~(ii) TANF families curing sanction;~~

9 ~~(iii) Foster children;~~

10 ~~(iv) Families that include a child with special needs;~~

11 ~~(v) Families in which a parent of a child in care is a minor who~~
12 ~~is not living with a parent or guardian and who is a full-time~~
13 ~~student in a high school that has a school-sponsored on-site child~~
14 ~~care center;~~

15 ~~(vi) Families with a child residing with a biological parent or~~
16 ~~guardian who have received child protective services, child welfare~~
17 ~~services, or a family assessment response from the department in the~~
18 ~~past six months, and have received a referral for child care as part~~
19 ~~of the family's case management;~~

20 ~~(vii) Families that received subsidies within the last thirty~~
21 ~~days and:~~

22 ~~(A) Have reapplied for subsidies; and~~

23 ~~(B) Have household income of 60 percent of the state median~~
24 ~~income or below; and~~

25 ~~(viii) All other eligible families.~~

26 ~~(e))~~ (g) On July 1, 2021, and July 1, 2022, the department, in
27 collaboration with the department of social and health services, must
28 report to the governor and the appropriate fiscal and policy
29 committees of the legislature on the status of overpayments in the
30 working connections child care program. The report must include the
31 following information for the previous fiscal year:

32 (i) A summary of the number of overpayments that occurred;

33 (ii) The reason for each overpayment;

34 (iii) The total cost of overpayments;

35 (iv) A comparison to overpayments that occurred in the past two
36 preceding fiscal years; and

37 (v) Any planned modifications to internal processes that will
38 take place in the coming fiscal year to further reduce the occurrence
39 of overpayments.

1 (6) Within available amounts, the department in consultation with
2 the office of financial management shall report enrollments and
3 active caseload for the working connections child care program to the
4 governor and the legislative fiscal committees and the legislative-
5 executive WorkFirst poverty reduction oversight task force on an
6 agreed upon schedule. The report shall also identify the number of
7 cases participating in both temporary assistance for needy families
8 and working connections child care. The department must also report
9 on the number of children served through contracted slots.

10 (7) \$623,000 of the general fund—state appropriation for fiscal
11 year 2022, \$935,000 of the general fund—state appropriation for
12 fiscal year 2023, and \$6,701,000 of the general fund—federal
13 appropriation are provided solely for the seasonal child care
14 program.

15 (8) \$871,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$871,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for the department of children,
18 youth, and families to contract with a countywide nonprofit
19 organization with early childhood expertise in Pierce county for a
20 pilot project to prevent child abuse and neglect using nationally
21 recognized models.

22 (a) The nonprofit organization must continue to implement a
23 countywide resource and referral linkage system for families of
24 children who are prenatal through age five.

25 (b) The nonprofit organization must offer a voluntary brief
26 newborn home visiting program. The program must meet the diverse
27 needs of Pierce county residents and, therefore, it must be flexible,
28 culturally appropriate, and culturally responsive. The department, in
29 collaboration with the nonprofit organization, must examine the
30 feasibility of leveraging federal and other fund sources, including
31 federal Title IV-E and medicaid funds, for home visiting provided
32 through the pilot. The department must report its findings to the
33 governor and appropriate legislative committees by September 1, 2022.

34 (9) (a) \$5,899,000 of the general fund—state appropriation for
35 fiscal year 2022 and \$8,382,000 of the general fund—state
36 appropriation for fiscal year 2023 are provided solely for the early
37 childhood intervention prevention services (ECLIPSE) program. The
38 department shall contract for ECLIPSE services to provide therapeutic
39 child care and other specialized treatment services to abused,

1 neglected, at-risk, and/or drug-affected children. The department
2 shall pursue opportunities to leverage other funding to continue and
3 expand ECLIPSE services. Priority for services shall be given to
4 children referred from the department.

5 (b) Of the amounts provided in this subsection (9), \$1,246,000 of
6 the general fund—state appropriation for fiscal year 2022 and
7 \$3,719,000 of the general fund—state appropriation for fiscal year
8 2023 are provided solely for the expansion of ECLIPSE services,
9 pursuant to Engrossed Second Substitute Senate Bill No. 5237 (child
10 care & early dev. exp.). Funding provided for the expansion of
11 services is intended to serve new geographic areas not currently
12 served by ECLIPSE services. (~~If the bill is not enacted by June 30,~~
13 ~~2021, the amounts provided in this subsection (9) (b) shall lapse.~~)

14 (10) The department shall place a ten percent administrative
15 overhead cap on any contract entered into with the University of
16 Washington. In a bi-annual report to the governor and the
17 legislature, the department shall report the total amount of funds
18 spent on the quality rating and improvements system and the total
19 amount of funds spent on degree incentives, scholarships, and tuition
20 reimbursements.

21 (11) \$1,728,000 of the general fund—state appropriation for
22 fiscal year 2022 and \$1,728,000 of the general fund—state
23 appropriation for fiscal year 2023 are provided solely for reducing
24 barriers for low-income providers to participate in the early
25 achievers program.

26 (12) \$300,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$300,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for a contract with a nonprofit
29 entity experienced in the provision of promoting early literacy for
30 children through pediatric office visits.

31 (13) \$4,000,000 of the education legacy trust account—state
32 appropriation is provided solely for early intervention assessment
33 and services.

34 (14) The department shall work with state and local law
35 enforcement, federally recognized tribal governments, and tribal law
36 enforcement to develop a process for expediting fingerprinting and
37 data collection necessary to conduct background checks for tribal
38 early learning and child care providers.

1 (15) \$100,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$100,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for implementation of chapter
4 202, Laws of 2017 (children's mental health).

5 (16) Within existing resources, the department shall implement
6 chapter 409, Laws of 2019 (early learning access).

7 (17)(a) \$7,355,000 of the general fund—state appropriation for
8 fiscal year 2022, \$11,126,000 of the general fund—state appropriation
9 for fiscal year 2023, \$11,032,000 of the general fund—federal
10 appropriation (CRRSA), and \$9,632,000 of the general fund—federal
11 appropriation (ARPA) are provided solely for the implementation of
12 Engrossed Second Substitute Senate Bill No. 5237 (child care & early
13 dev. exp.). (~~If the bill is not enacted by June 30, 2021, the~~
14 ~~amounts provided in this subsection shall lapse.~~) The legislature
15 intends for the appropriations provided in this subsection to
16 stabilize and support child care providers and early learning
17 contractors and to expand families' access to affordable, quality
18 child care and early learning during and after the COVID-19 public
19 health emergency. Of the amounts provided in this subsection:

20 (i) \$2,535,000 of the general fund—state appropriation for fiscal
21 year 2022, \$2,535,000 of the general fund—state appropriation for
22 fiscal year 2023, and \$4,604,000 of the general fund—federal
23 appropriation (CRRSA) are provided solely for the implementation of
24 complex needs funds.

25 (ii) \$966,000 of the general fund—federal appropriation (CRRSA)
26 and \$1,836,000 of the general fund—federal appropriation (ARPA) are
27 provided solely for the implementation of trauma-informed care
28 supports.

29 (iii) \$180,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$3,200,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the department to implement
32 dual language rate enhancements.

33 (iv) \$671,000 of the general fund—state appropriation for fiscal
34 year 2022, \$656,000 of the general fund—state appropriation for
35 fiscal year 2023, and \$3,982,000 of the general fund—federal
36 appropriation (ARPA) are provided solely for the implementation of
37 equity grants.

38 (v) \$773,000 of the general fund—state appropriation for fiscal
39 year 2022, (~~(\$773,000)~~) \$1,033,000 of the general fund—state

1 appropriation for fiscal year 2023, \$1,500,000 of the general fund—
2 federal appropriation (CRRSA), and \$900,000 of the general fund—
3 federal appropriation (ARPA) are provided solely for infant and early
4 childhood mental health consultation. Of the amount provided in this
5 subsection, \$260,000 of the general fund—state appropriation for
6 fiscal year 2023 is provided solely for the department to contract
7 for two tribal mental health consultants, one located east of the
8 crest of the Cascade mountains and one located west of the crest of
9 the Cascade mountains, who will provide culturally relevant infant
10 and early childhood mental health supports for tribal child care and
11 early learning programs. The department must consult with federally
12 recognized tribes through the Indian policy early learning committee
13 during the contracting process for the tribal mental health
14 consultants.

15 (vi) \$365,000 of the general fund—federal appropriation (CRRSA)
16 and \$495,000 of the general fund—federal appropriation (ARPA) are
17 provided solely for the expansion of family, friend, and neighbor
18 child care play and learn groups.

19 (vii) \$930,000 of the general fund—state appropriation for fiscal
20 year 2022, \$1,075,000 of the general fund—state appropriation for
21 fiscal year 2023, \$3,597,000 of the general fund—federal
22 appropriation (CRRSA), and \$2,419,000 of the general fund—federal
23 appropriation (ARPA) are provided solely for the implementation of
24 trainings, early achievers scholarships, and other professional
25 development activities. Amounts provided in this subsection may be
26 used to contract with a nonprofit organization that provides
27 relationship-based professional development support to family,
28 friend, and neighbor, child care center, and licensed family care
29 providers.

30 (viii) \$1,585,000 of the general fund—state appropriation for
31 fiscal year 2022 and \$2,196,000 of the general fund—state
32 appropriation for fiscal year 2023 are provided solely for the
33 department to expand the birth-to-three early childhood education and
34 assistance program.

35 (ix) \$421,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$408,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for the department to
38 collaborate with the department of commerce on technical assistance
39 to employers interested in providing child care to employees.

1 (b) The state and the representative for family child care
2 providers must enter into bargaining over the implementation of
3 grants and rate increases included in this proviso, and apply those
4 increases consistent with the terms of this proviso and the agreement
5 reached between the parties.

6 (18) \$265,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$265,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for a statewide family resource
9 and referral linkage system, with coordinated access point of
10 resource navigators who will connect families with children prenatal
11 through age five with services, programs, and community resources
12 through a facilitated referral and linkage process.

13 (19)(a) \$414,000 of the general fund—federal appropriation (ARPA)
14 is provided solely for the department to establish a pilot project to
15 determine the feasibility of a child care license category for multi-
16 site programs operating under one owner or one entity. The department
17 shall adopt rules to implement the pilot project and may waive or
18 adapt licensing requirements when necessary to allow for the
19 operation of a new license category. Pilot participants must include,
20 at least:

- 21 (i) One governmental agency;
- 22 (ii) One nonprofit organization; and
- 23 (iii) One for-profit private business.

24 (b) New or existing license child care providers may participate
25 in the pilot. When selecting and approving pilot project locations,
26 the department shall aim to select a mix of rural, urban, and
27 suburban locations. By July 1, 2024, the department shall submit to
28 the relevant committees of the legislature recommendations on whether
29 to permanently implement this license category and what, if any,
30 changes are needed to law to accomplish this.

31 (20)(a) \$2,771,000 of the home visiting account—state
32 appropriation for fiscal year 2022, \$5,299,000 of the home visiting
33 account—state appropriation for fiscal year 2023, and \$3,000,000 of
34 the general fund—federal appropriation (ARPA) are provided to expand
35 home visiting services, enhance data collection, and support the
36 local implementing agencies providing home visiting services. The
37 department shall:

- 38 (i) Contract with local implementing agencies to expand home
39 visiting services by October 1, 2021; and

1 (ii) Provide semiannual updates to the home visiting advisory
2 committee established in RCW 43.216.130 that includes an updated
3 number of families served in home visiting programs and a status of
4 the home visiting services account balance.

5 (iii) The home visiting advisory committee established in RCW
6 43.216.130 shall make recommendations to the department and the
7 legislature by June 1, 2022, containing strategies for supporting
8 home visiting providers and serving additional families.
9 Recommendations should include, but are not limited to, strategies in
10 the 2019 report to the legislature *Opportunities and Considerations*
11 *for Expanding Home Visiting Services in Washington State*, such as
12 enhancing data system collections and reporting, professional
13 development supports, and rate adjustments to reimburse for the true
14 cost of service delivery.

15 (b) Of the amounts provided in (a) of this subsection, \$2,528,000
16 of the home visiting account—state appropriation for fiscal year 2023
17 and \$3,000,000 of the general fund—federal appropriation (ARPA) are
18 provided for additional home visiting services in order to implement
19 Engrossed Second Substitute Senate Bill No. 5237 (child care & early
20 dev. exp.). (~~If the bill is not enacted by June 30, 2021, the~~
21 ~~amounts provided in this subsection shall lapse.~~)

22 (21) The appropriations in this section are sufficient funding to
23 implement section 29 of Substitute Senate Bill No. 5151 (foster care
24 & child care).

25 (22)(a) \$390,600,000 of the general fund—federal appropriation
26 (ARPA) and \$9,400,000 of the general fund—federal appropriation
27 (CARES) are provided solely for the department to distribute grants
28 to child care providers to stabilize the child care industry as part
29 of the state's response to the COVID-19 public health emergency.
30 Child care providers are eligible for grants if they are eligible for
31 child care development fund moneys or if they are licensed,
32 regulated, or registered within the state. The funding provided in
33 this subsection must be expended consistent with federal law. Of the
34 amounts provided in this subsection:

35 (i) \$27,342,000 of the general fund—federal appropriation (ARPA)
36 is provided solely for the department to administer the grant
37 program, including but not limited to costs related to creating and
38 administering the online grant application, providing technical
39 assistance and support for applying for and accessing the grants,

1 publicizing the availability of the grants, and processing
2 applications on a rolling basis.

3 (ii) \$11,718,000 of the general fund—federal appropriation (ARPA)
4 is provided solely for the department to contract with an
5 organization to provide language access support to child care
6 providers during the grant application process, including but not
7 limited to translation services, community-based support related to
8 the grant application process, and other grant application support.

9 (iii) \$351,540,000 of the general fund—federal appropriation
10 (ARPA) and \$9,400,000 of the general fund—federal appropriation
11 (CARES) are provided solely for child care stabilization grants to
12 eligible child care providers as defined in section 2202 of the
13 American rescue plan act of 2021 (ARPA). In applying for grants,
14 child care providers are expected to meet the certification
15 requirements defined in section 2202(d)(2)(D)(i) of ARPA. To the
16 extent practicable, at least 10 percent of each grant awarded to an
17 eligible child care provider must be used for compensation increases
18 to employees working at a provider's facility. The department must
19 make its best efforts to distribute 75 percent of the funding
20 provided in this subsection by January 1, 2022, with the remaining 25
21 percent distributed by June 30, 2022. To the extent practicable, the
22 department must prioritize: Providers in child care deserts;
23 providers serving or located in marginalized, low-income communities
24 or communities of color; and providers that help support racial
25 equity across the state. In processing applications, to the extent
26 practicable the department must also prioritize grant applications
27 that include funding for the following purposes:

28 (A) Rent or mortgage payments;

29 (B) Copayment or tuition waivers for families receiving care,
30 including refunds or credits to families who are not attending but
31 are paying tuition in order to maintain a child's spot in the
32 facility;

33 (C) Child care for historically disadvantaged populations;

34 (D) Child care during the summer months;

35 (E) Child care during nonstandard hours;

36 (F) Child care for school-age children;

37 (G) Outreach to families who may have stopped attending due to
38 cost;

39 (H) Mental health supports for children and employees;

1 (I) Broadband access for child care providers that care for
2 school-age children; and

3 (J) Personnel costs, including compensation, benefits, health
4 care premium pay, or paid leave.

5 (b) Nothing in this subsection changes the department's
6 responsibility to collectively bargain over mandatory subjects
7 consistent with RCW 41.56.028(3) or limits the legislature's
8 authority to make programmatic modifications to licensed child care
9 and early learning programs consistent with legislative reservation
10 of rights under RCW 41.56.028(4)(d).

11 (23) \$500,000 of the general fund—federal appropriation (CARES)
12 is provided solely for the department to hire two temporary language
13 access coordinators with specialties in Spanish and Somali to address
14 immediate language access needs at the department related to COVID-19
15 child care relief and recovery in department programs, including but
16 not limited to:

17 (a) Translation of department materials;

18 (b) Outreach to community organizations serving multilingual
19 children and families regarding department programs;

20 (c) Webinars and other technical assistance provided in Spanish
21 and Somali for department programs; and

22 (d) Other means of increasing language access and equity for
23 early learning providers and caregivers in health and safety,
24 licensing and regulations, and public funding opportunities for
25 programs offered by the department.

26 (24) \$100,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$30,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for the department to convene a
29 work group that assesses and provides recommendations for creating
30 new infrastructures and funding streams that support youth
31 development. The work group must include representatives from
32 community-based organizations providing youth development programs,
33 including expanded learning, mentoring, school age child care, and
34 wrap around supports and integrated student support. The department
35 must report its findings and recommendations to the governor and
36 legislature by September 1, 2022. The report must include the
37 following recommendations:

38 (a) Programmatic changes for breaking down silos and barriers for
39 youth programming between state agencies;

1 (b) The appropriate program within the department to develop
2 meaningful youth-level, research-based prevention and promotion
3 outcomes, and to support community-based organizations providing
4 those outcomes;

5 (c) The establishment of a state grant program to provide quality
6 youth development opportunities for children and youth ages five
7 through high school graduation; and

8 (d) Strategies to increase access to youth development programs
9 for prioritized populations such as children of color, foster
10 children, children experiencing homelessness, and children involved
11 in the justice system.

12 ~~(25) ((\$27,000 of the general fund state appropriation for fiscal~~
13 ~~year 2022 is provided solely for the implementation of Second~~
14 ~~Substitute House Bill No. 1127 (COVID-19 health data privacy). If the~~
15 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
16 ~~subsection shall lapse.~~

17 ~~(26))~~ \$5,548,000 of the general fund—federal appropriation
18 (ARPA) is provided solely for allocations from federal funding as
19 authorized in section 2014, the American rescue plan act of 2021,
20 P.L. 117-2.

21 ~~((27))~~ (26)(a) The department must provide to the education
22 research and data center, housed at the office of financial
23 management, data on all state-funded early childhood programs. These
24 programs include the early support for infants and toddlers, early
25 childhood education and assistance program (ECEAP), and the working
26 connections and seasonal subsidized childcare programs including
27 license-exempt facilities or family, friend, and neighbor care. The
28 data provided by the department to the education research data center
29 must include information on children who participate in these
30 programs, including their name and date of birth, and dates the child
31 received services at a particular facility.

32 (b) ECEAP early learning professionals must enter any new
33 qualifications into the department's professional development
34 registry starting in the 2015-16 school year, and every school year
35 thereafter. By October 2017, and every October thereafter, the
36 department must provide updated ECEAP early learning professional
37 data to the education research data center.

38 (c) The department must request federally funded head start
39 programs to voluntarily provide data to the department and the

1 education research data center that is equivalent to what is being
2 provided for state-funded programs.

3 (d) The education research and data center must provide an
4 updated report on early childhood program participation and K-12
5 outcomes to the house of representatives appropriations committee and
6 the senate ways and means committee using available data every March
7 for the previous school year.

8 (e) The department, in consultation with the department of social
9 and health services, must withhold payment for services to early
10 childhood programs that do not report on the name, date of birth, and
11 the dates a child received services at a particular facility.

12 ~~((28))~~ (27) Funding in this section is sufficient for the
13 department to collaborate with the department of commerce to jointly
14 convene and facilitate a child care collaborative task force to
15 continue the work of the task force created in chapter 368, Laws of
16 2019 (2SHB 1344) to establish a true cost of quality of child care.
17 The task force shall report its findings and recommendations to the
18 governor and the appropriate committees of the legislature by
19 November 1, 2022.

20 ~~((29))~~ (28) \$900,000 of the general fund—state appropriation
21 for fiscal year 2022 is provided solely for the department to provide
22 early childhood education and assistance program services during July
23 and August of 2021 to address learning loss and to meet the unique
24 educational and other needs of 468 children whose enrollment was
25 interrupted or delayed due to the COVID-19 public health emergency.

26 (29) \$1,267,000 of the general fund—state appropriation for
27 fiscal year 2023 is provided solely for the department to pay the
28 application and fingerprint processing fees on behalf of child care
29 providers to reduce the time involved to complete background checks.

30 (30) \$900,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely for the Washington communities for
32 children for costs to complete its work pursuant to a federal
33 preschool development grant that expires at the end of calendar year
34 2022. Allowable costs are only those incurred from January 2023
35 through June 2023.

36 (31) \$300,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided, one-time, solely to contract with a
38 comprehensive clinic, serving King and Snohomish counties, with
39 specific expertise in prenatal substance exposure treatment. This

1 service is to be offered to children in the child welfare system and
2 the contractor shall prioritize children who are at risk of being
3 removed from the home, were recently reunified, or who have
4 experienced multiple placements and are at risk for additional
5 placements, or other prioritization as determined by the department.

6 (32) \$640,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for the department to help expand and
8 support family, friend, or neighbor caregivers with a focus on the
9 provision of play and learn groups. Funding provided in this
10 subsection may be used for the department to:

11 (a) Fund consistent staffing across the state's six geographic
12 regions to support the needs of family, friend, or neighbor
13 caregivers;

14 (b) Contract with a statewide child care resource and referral
15 program to sustain and expand the number of facilitated play groups
16 to meet the needs of communities statewide;

17 (c) Support existing infrastructure for organizations that have
18 developed the three existing play and learn program models so they
19 have capacity to provide training, technical assistance, evaluation,
20 data collection, and other support needed for implementation; and

21 (d) Provide direct implementation support to community-based
22 organizations that offer play and learn groups.

23 **Sec. 230.** 2021 c 334 s 230 (uncodified) is amended to read as
24 follows:

FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—PROGRAM SUPPORT	
General Fund—State Appropriation (FY 2022)	((\$171,339,000))
	<u>\$189,387,000</u>
General Fund—State Appropriation (FY 2023)	((\$171,554,000))
	<u>\$199,523,000</u>
General Fund—Federal Appropriation	((\$194,079,000))
	<u>\$187,603,000</u>
General Fund—Private/Local Appropriation	((\$394,000))
	<u>\$459,000</u>
Education Legacy Trust Account—State Appropriation	\$180,000
Home Visiting Services Account—State Appropriation	((\$458,000))
	<u>\$472,000</u>
Home Visiting Services Account—Federal Appropriation	\$380,000
TOTAL APPROPRIATION	((\$538,384,000))

The appropriations in this section are subject to the following conditions and limitations:

(1) \$400,000 of the general fund—state appropriation for fiscal year 2022 and \$400,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a Washington state mentoring organization to continue its public-private partnerships providing technical assistance and training to mentoring programs that serve at-risk youth.

(2) (a) \$1,000 of the general fund—state appropriation for fiscal year 2022, \$1,000 of the general fund—state appropriation for fiscal year 2023, and \$2,000 of the general fund—federal appropriation are provided solely for the implementation of an agreement reached between the governor and the Washington federation of state employees for the language access providers under the provisions of chapter 41.56 RCW for the 2021-2023 fiscal biennium, as provided in section 945 of this act.

(b) \$6,000 of the general fund—state appropriation for fiscal year 2023 and \$2,000 of the general fund—federal appropriation are provided solely for the implementation of an agreement reached between the governor and the Washington federation of state employees for the language access providers under the provisions of chapter 41.56 RCW for fiscal year 2023 as provided in section 934 of this act.

(3) \$100,000 of the general fund—state appropriation for fiscal year 2022 and \$100,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a full-time employee to coordinate policies and programs to support pregnant and parenting individuals receiving chemical dependency or substance use disorder treatment.

(4) \$505,000 of the general fund—state appropriation for fiscal year 2022 and \$505,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to collaborate with the office of the superintendent of public instruction to complete a report with options and recommendations for administrative efficiencies and long-term strategies that align and integrate high-quality early learning programs administered by both agencies and consistent with implementation of Engrossed Second Substitute Senate Bill No. 5237 (child care dev. exp.). The report,

1 due September 1, 2022, shall address capital needs, data collection
2 and data sharing, licensing changes, quality standards, options for
3 community-based and school-based settings with inclusive facilities
4 and operations, fiscal modeling, statutory changes needed to achieve
5 administrative efficiencies, and all other requirements of Engrossed
6 Second Substitute Senate Bill No. 5237 (child care & early dev.
7 exp.).

8 (5) Within existing resources, the department shall submit a
9 brief report to the governor and appropriate legislative committees
10 by December 1, 2022, outlining options for creating a new dedicated
11 account for adoption support that will meet 42 U.S.C. Sec. 473
12 requirements. The report shall include a methodology for calculating
13 savings in a manner that can be incorporated into the adoption
14 support forecast budget process, statutory needs, and expenditure
15 guidelines for the account.

16 (6) \$150,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$150,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for a statewide nonprofit with
19 demonstrated capability of partnering with state agencies and
20 community organizations to develop public-facing regionalized data
21 dashboards and reports to support the goals of the department and the
22 early learning advisory council, pursuant to Engrossed Second
23 Substitute Senate Bill No. 5237 (child care & early learning dev.
24 exp.).

25 (7) \$2,500,000 of the general fund—state appropriation for fiscal
26 year 2022, \$2,500,000 of the general fund—state appropriation for
27 fiscal year 2023, and \$5,000,000 of the general fund—federal
28 appropriation are provided solely for the implementation of Engrossed
29 Second Substitute House Bill No. 1227 (child abuse allegations). (~~If~~
30 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
31 ~~this subsection shall lapse.~~)

32 (8) \$20,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$20,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for the implementation of
35 Engrossed Substitute Senate Bill No. 5118 (reentry). (~~If the bill is~~
36 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
37 ~~shall lapse.~~)

38 (9) \$6,532,000 of the general fund—state appropriation for fiscal
39 year 2022, \$7,385,000 of the general fund—state appropriation for

1 fiscal year 2023, and \$6,083,000 of the general fund—federal
2 appropriation (CRRSA) are provided solely for the department to
3 migrate the social service payment system to a cloud-based payment
4 system in order to implement child care stabilization grants, child
5 care subsidy rate enhancements, and other payments intended to
6 support child care providers during and after the COVID-19 public
7 health emergency, to implement changes to the social service payment
8 system necessary to implement these payments, and for other
9 improvements necessary for the successful implementation of Engrossed
10 Second Substitute Senate Bill No. 5237 (child care & early dev.
11 exp.). The amounts in this section are subject to the conditions,
12 limitations, and review provided in section 701 of this act.

13 (10) \$250,000 of the general fund—federal appropriation (CARES)
14 is provided solely for the department to develop or contract to
15 develop a language access plan that addresses equity and access for
16 immigrant, multilingual providers, caregivers, and families. The plan
17 must be submitted to the appropriate committees of the legislature by
18 June 30, 2022. The plan must include, but is not limited to, the
19 following:

20 (a) A needs assessment and staffing recommendation for program
21 accessibility at the department for individuals with limited English
22 and a geographic landscape analysis of language needs for providers,
23 caregivers, and families in their interactions with the department;

24 (b) A review of successful language access policies and practices
25 in public agencies to effectively address the needs of non-English
26 speaking families, providers, and other stakeholders;

27 (c) An alignment of best practices across the department in
28 multilingual workforce development;

29 (d) A framework for proactive community engagement to provide
30 child care providers, early learning providers, or families that
31 speak languages other than English access to information and support
32 in navigating English-dominant state resources at the department;

33 (e) Recommendations for a continuous improvement model of
34 measuring progress and success in language access at the department;
35 and

36 (f) Compliance with federal and state laws at the department.

37 (11) \$40,000 of the general fund—federal appropriation (CRRSA) is
38 provided solely for the department to establish a process for
39 informing, upon clearance of required background checks, employees of

1 licensed family home, center-based, and outdoor nature-based
2 childcares about available financial supports and options for
3 accessing health coverage. On at least an annual basis, no less than
4 45 days before the start of open-enrollment, the department must
5 share with the health benefits exchange (exchange) and designated
6 navigator organizations, but no additional third-party entity,
7 workforce data identifying licensed childcare employees for the sole
8 purpose of outreach, enrollment, verification, and other program
9 implementation activities identified by the exchange. The department
10 must share with the exchange and designated navigator organizations,
11 but no additional third-party entity, workforce data identifying
12 newly licensed childcare employees on an ongoing basis as needed
13 during the plan year for the sole purpose of outreach, enrollment,
14 verification, and other program implementation activities identified
15 by the exchange.

16 (12) \$1,494,000 of the general fund—federal appropriation is
17 provided solely for the department to implement the family first
18 prevention services act requirements, including technology
19 enhancements to support the automated assessments, data quality, and
20 reporting requirements. Funding provided in this subsection is
21 subject to the conditions, limitations, and review provided in
22 section 701 of this act.

23 (13) \$267,000 of the general fund—state appropriation for fiscal
24 year 2022, \$717,000 of the general fund—state appropriation for
25 fiscal year 2023, and \$223,000 of the general fund—federal
26 appropriation are provided solely for the implementation of Second
27 Substitute House Bill No. 1219 (youth counsel/dependency). (~~If the~~
28 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
29 ~~subsection shall lapse.~~)

30 (14) \$85,000 of the general fund—state appropriation for fiscal
31 year 2022 is provided solely for the implementation of Engrossed
32 Second Substitute House Bill No. 1295 (institutional ed/release).
33 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
34 ~~this subsection shall lapse.~~)

35 (15) \$848,000 of the general fund—state appropriation for fiscal
36 year 2022, \$848,000 of the general fund—state appropriation for
37 fiscal year 2023, and \$384,000 of the general fund—federal
38 appropriation are provided solely for the implementation of Engrossed
39 Second Substitute House Bill No. 1194 (parent-child visitation). (~~If~~

1 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
2 ~~this subsection shall lapse.))~~

3 (16) \$1,292,000 of the general fund—state appropriation for
4 fiscal year 2023 is provided solely for the department to expand its
5 housing pilot to two additional sites. The housing pilot will serve
6 hard-to-place foster youth who are at least 16 years old with housing
7 and intensive case management.

8 (17) \$32,000 of the general fund—state appropriation for fiscal
9 year 2022, \$64,000 of the general fund—state appropriation for fiscal
10 year 2023, and \$24,000 of the general fund—federal appropriation are
11 provided solely for the extraordinary litigation expenses of the
12 attorney general's office related to the case of *D.S., et al. v.*
13 *DCYF*, United States district court western district of Washington
14 case no. 2:21-cv-00111-BJR.

(End of part)

PART III
NATURAL RESOURCES

Sec. 301. 2021 c 334 s 301 (uncodified) is amended to read as follows:

FOR THE COLUMBIA RIVER GORGE COMMISSION

General Fund—State Appropriation (FY 2022)	\$752,000
General Fund—State Appropriation (FY 2023)	(\$820,000)
	<u>\$842,000</u>
General Fund—Federal Appropriation	\$32,000
General Fund—Private/Local Appropriation	(\$1,354,000)
	<u>\$1,373,000</u>
TOTAL APPROPRIATION	(\$2,958,000)
	<u>\$2,999,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) \$94,000 of the general fund—state appropriation for fiscal year 2022 and \$94,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a land use planner to provide land use planning services dedicated to Klickitat county. Because the activities of the land use planner are solely for the benefit of Washington state, Oregon is not required to provide matching funds for this activity.

(2) \$88,000 of the general fund—state appropriation for fiscal year 2022, \$125,000 of the general fund—state appropriation for fiscal year 2023, and \$213,000 of the general fund—private/local appropriation are provided solely for the access database replacement project, and is subject to the conditions, limitations, and review provided in section 701 of this act.

Sec. 302. 2021 c 334 s 302 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

General Fund—State Appropriation (FY 2022)	(\$47,364,000)
	<u>\$46,009,000</u>
General Fund—State Appropriation (FY 2023)	(\$39,868,000)
	<u>\$52,681,000</u>
General Fund—Federal Appropriation	(\$98,760,000)
	<u>\$101,333,000</u>

1	General Fund—Private/Local Appropriation.	((\$26,999,000))
2		<u>\$27,580,000</u>
3	Reclamation Account—State Appropriation.	((\$4,286,000))
4		<u>\$4,434,000</u>
5	Flood Control Assistance Account—State Appropriation.	((\$4,066,000))
6		<u>\$4,186,000</u>
7	Aquatic Lands Enhancement Account—State	
8	Appropriation.	\$150,000
9	State Emergency Water Projects Revolving Account—	
10	State Appropriation.	\$40,000
11	Waste Reduction, Recycling, and Litter Control	
12	Account—State Appropriation.	((\$26,666,000))
13		<u>\$29,132,000</u>
14	State Drought Preparedness <u>and Response</u> Account—	
15	State Appropriation.	((\$204,000))
16		<u>\$2,204,000</u>
17	State and Local Improvements Revolving Account—Water	
18	Supply Facilities—State Appropriation.	\$186,000
19	Water Rights Tracking System Account—State	
20	Appropriation.	\$48,000
21	Site Closure Account—State Appropriation.	\$582,000
22	Wood Stove Education and Enforcement Account—State	
23	Appropriation.	((\$567,000))
24		<u>\$580,000</u>
25	Worker and Community Right to Know Fund—State	
26	Appropriation.	((\$1,968,000))
27		<u>\$2,044,000</u>
28	Water Rights Processing Account—State Appropriation.	\$39,000
29	Water Quality Permit Account—State Appropriation.	((\$46,578,000))
30		<u>\$49,808,000</u>
31	Underground Storage Tank Account—State Appropriation.	((\$3,876,000))
32		<u>\$4,204,000</u>
33	Biosolids Permit Account—State Appropriation.	((\$2,594,000))
34		<u>\$2,721,000</u>
35	Hazardous Waste Assistance Account—State	
36	Appropriation.	((\$7,389,000))
37		<u>\$7,717,000</u>
38	Radioactive Mixed Waste Account—State Appropriation.	((\$22,281,000))
39		<u>\$23,477,000</u>

1	Air Pollution Control Account—State Appropriation.	(\$4,135,000)
2		<u>\$4,343,000</u>
3	Oil Spill Prevention Account—State Appropriation.	(\$6,446,000)
4		<u>\$7,470,000</u>
5	Air Operating Permit Account—State Appropriation.	(\$4,786,000)
6		<u>\$4,993,000</u>
7	Wastewater Treatment Plant Operator Certification	
8	Account—State Appropriation.	\$552,000
9	Oil Spill Response Account—State Appropriation.	\$7,076,000
10	Model Toxics Control Operating Account—State	
11	Appropriation.	(\$283,123,000)
12		<u>\$289,816,000</u>
13	Model Toxics Control Operating Account—Local	
14	Appropriation.	\$499,000
15	Voluntary Cleanup Account—State Appropriation.	\$344,000
16	Paint Product Stewardship Account—State	
17	Appropriation.	\$140,000
18	Dedicated Marijuana Account—State Appropriation	
19	(FY 2022).	(\$270,000)
20		<u>\$284,000</u>
21	Dedicated Marijuana Account—State Appropriation	
22	(FY 2023).	(\$276,000)
23		<u>\$464,000</u>
24	Water Pollution Control Revolving Administration	
25	Account—State Appropriation.	(\$4,566,000)
26		<u>\$5,462,000</u>
27	Clean Fuels Program Account—State Appropriation.	(\$382,000)
28		<u>\$402,000</u>
29	Climate Investment Account—State Appropriation.	(\$5,139,000)
30		<u>\$6,997,000</u>
31	<u>Model Toxics Control Stormwater Account—State</u>	
32	<u> Appropriation.</u>	<u>\$8,500,000</u>
33	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
34	<u> Appropriation.</u>	<u>\$146,000</u>
35	TOTAL APPROPRIATION.	(\$652,245,000)
36		<u>\$696,643,000</u>

37 The appropriations in this section are subject to the following
38 conditions and limitations:

1 (1) (~~(\$910,000 of the model toxics control operating account—~~
2 ~~state appropriation is)~~) \$455,000 of the general fund—state
3 appropriation for fiscal year 2022 and \$455,000 of the general fund—
4 state appropriation for fiscal year 2023 are provided solely for the
5 department to grant to the northwest straits commission to distribute
6 equally among the seven Puget Sound marine resource committees.

7 (2) \$2,024,000 of the model toxics control operating account—
8 state appropriation is provided solely for additional staff to
9 process an increased workload of clean water act certification
10 requests and to process all United States army corps of engineers
11 permitted projects in Washington within the sixty-day processing
12 requirement, should it be implemented.

13 (3) (~~(Within the amounts appropriated in this section,)~~) \$287,000
14 of the oil spill prevention account—state appropriation is provided
15 solely for the department ((must)) to adopt rules to implement the
16 provisions of RCW 88.40.025.

17 (4) \$739,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$363,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for the implementation of
20 Engrossed Second Substitute House Bill No. 1050 (fluorinated gases).
21 (~~(If the bill is not enacted by June 30, 2021, the amounts provided~~
22 ~~in this subsection shall lapse.)~~)

23 (5) \$2,277,000 of the general fund—state appropriation for fiscal
24 year 2022, \$897,000 of the general fund—state appropriation for
25 fiscal year 2023, and \$382,000 of the clean fuels program account—
26 state appropriation are provided solely for the implementation of
27 Engrossed Third Substitute House Bill No. 1091 (transportation fuel/
28 carbon). (~~(If the bill is not enacted by June 30, 2021, the amounts~~
29 ~~provided in this subsection shall lapse.)~~)

30 (6) \$262,000 of the model toxics control operating account—state
31 appropriation is provided solely for the implementation of Engrossed
32 Second Substitute House Bill No. 1382 (salmon recovery projects).
33 (~~(If the bill is not enacted by June 30, 2021, the amount provided in~~
34 ~~this subsection shall lapse.)~~)

35 (7) \$170,000 of the oil spill prevention account—state
36 appropriation is provided solely for a contract with the University
37 of Washington's sea grant program to continue an educational program
38 targeted to small spills from commercial fishing vessels, ferries,
39 cruise ships, ports, and marinas.

1 (8) (~~(\$204,000 of the model toxics control operating account—~~
2 ~~state appropriation is)~~) \$102,000 of the general fund—state
3 appropriation for fiscal year 2022 and \$102,000 of the general fund—
4 state appropriation for fiscal year 2023 are provided solely for
5 implementation of Executive Order No. 12-07, Washington's response to
6 ocean acidification.

7 (9) \$14,000,000 of the model toxics control operating account—
8 state appropriation is provided solely for the department to provide
9 grants to local governments for the purpose of supporting local solid
10 waste and financial assistance programs.

11 (10) \$150,000 of the aquatic lands enhancement account—state
12 appropriation is provided solely for implementation of the state
13 marine management plan and ongoing costs of the Washington coastal
14 marine advisory council to serve as a forum and provide
15 recommendations on coastal management issues.

16 (11) \$588,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$662,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the department to address
19 outstanding water rights issues. Of the amounts provided in this
20 subsection:

21 (a) \$463,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$537,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for preparation and filing of
24 adjudications of state water rights in the Nooksack (water resource
25 inventory area 1) and lake Roosevelt and middle tributaries (water
26 resource inventory area 58) watersheds. The department will not file
27 an adjudication in water resource inventory area 1 prior to June 1,
28 2023; and

29 (b) \$125,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$125,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for Whatcom county to support a
32 collaborative process among local water users and water right holders
33 that can complement water rights adjudication in the Nooksack (water
34 resources inventory area 1) watershed. Funding is provided for
35 facilitation and mediation among parties, development of planning and
36 technical information, and assessment of local solutions. At a
37 minimum, the collaborative process must seek to provide opportunities
38 for discussion of increasing salmon populations and preserving
39 farmland.

1 (12) (~~(\$242,000)~~) \$178,000 of the model toxics control operating
2 account—state appropriation is provided solely for an equipment cache
3 grant for the Jamestown S'klallam Tribe for a new response vehicle.

4 (13) \$398,000 of the model toxics control operating account—state
5 appropriation is provided solely for consumer product testing data
6 validation services to support increases to the agency's product
7 testing program.

8 (14) \$2,305,000 of the model toxics control operating account—
9 state appropriation is provided solely to increase the department's
10 capacity to test for toxics in children's products and other general
11 consumer goods, to implement needed policy changes resulting from
12 product testing, to communicate results to the public, and to conduct
13 a feasibility study to add an inorganics component to the plan for
14 new laboratory space at the department's headquarters building in
15 Lacey, Washington.

16 (15) \$497,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$497,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the department to provide
19 grants to conservation organizations and certain tribes for the
20 purpose of coordination, monitoring, and research related to Puget
21 Sound kelp conservation and recovery. Of the amounts provided in this
22 subsection the department shall distribute grants as follows:
23 \$175,000 each fiscal year to the Northwest Straits commission;
24 \$72,000 each fiscal year to the Lower Elwha Klallam Tribe; \$100,000
25 each fiscal year to the Samish Indian Nation; and \$150,000 each
26 fiscal year to the Puget Sound Restoration Fund.

27 (16) \$2,000,000 of the model toxics control operating account—
28 state appropriation is provided solely for the Spokane river regional
29 toxics task force to address elevated levels of polychlorinated
30 biphenyls in the Spokane river.

31 (17) (~~(\$150,000)~~) \$30,000 of the general fund—state appropriation
32 for fiscal year 2022 (~~(is)~~) and \$120,000 of the general fund—state
33 appropriation for fiscal year 2023 are provided solely for the
34 department to grant to Clark county for the purpose of designing the
35 process for developing a long-term plan to restore and maintain the
36 health of Vancouver lake, a category 5 303(d) status impaired body of
37 water, as well as designing an institutional structure to take
38 responsibility for the plan's implementation in a financially
39 sustainable manner. The plan will build on existing work completed by

1 the county, state agencies, and nonprofit organizations. The
2 department will support the work of the county to include involvement
3 by property owners around the lake and within the watersheds that
4 drain to the lake, the department of natural resources, the
5 department of fish and wildlife, other state agencies and local
6 governments with proprietary or regulatory jurisdiction, tribes, and
7 nonprofit organizations advocating for the lake's health. The design
8 should address timelines for plan development, roles and
9 responsibilities of governmental and nonprofit entities, potential
10 funding sources and options for plan implementation, including
11 formation of a potential lake management district under chapter 36.61
12 RCW, and the management objectives to be included in the plan.

13 (18) \$80,000 of the general fund—state appropriation for fiscal
14 year 2022 is provided solely for the department to work with the
15 Guemes island planning advisory committee to follow on to a United
16 States geologic survey study of the island's aquifer recharge areas,
17 quantify an updated water budget, and provide an accurate water-level
18 analysis and water-table map of the two aquifers on the island.

19 (19) \$150,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$150,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for the department to support
22 the Pierce county health department and the friends of Spanaway lake
23 to treat and clean up elevated phosphorus and algae levels in
24 Spanaway lake.

25 (20) \$92,000 of the general fund—state appropriation for fiscal
26 year 2022 is provided solely to San Juan county for a study to build
27 on the existing knowledge of the islands' water resources to gain a
28 current understanding of the state of groundwater in the county,
29 including hydrologic data evaluation, completing recharge estimates,
30 and updating the water balance.

31 (21) \$146,000 of the general fund—state appropriation for fiscal
32 year 2022 is provided solely for the department to work with
33 landowners, state agencies, and others to analyze the water quality
34 of Deep lake.

35 (22) \$195,000 of the model toxics control operating account—state
36 appropriation is provided solely for the department to carry out an
37 assessment of potential hazards of 6PPD (CAS 793-24-8) and other
38 chemicals or chemical classes and breakdown products used as anti-

1 oxidants and/or antiozonants in tires and submit a technical memo to
2 the appropriate committees of the legislature by December 1, 2021.

3 (23) \$523,000 of the model toxics control operating account—state
4 appropriation is provided solely for the department to work with the
5 department of transportation, University of Washington-Tacoma, and
6 Washington State University-Puyallup to identify priority areas
7 affected by 6PPD or other related chemicals toxic to aquatic life
8 from roads and transportation infrastructure and on best management
9 practices for reducing toxicity. This includes developing a standard
10 method for the laboratory measurement of 6PPD-quinone and related
11 chemicals. The department will submit a report to the appropriate
12 committees of the legislature by November 1, 2022.

13 (24) \$1,090,000 of the general fund—state appropriation for
14 fiscal year 2022 and \$1,090,000 of the general fund—state
15 appropriation for fiscal year 2023 are provided solely for the
16 department to create a database, monitoring program, and laboratory
17 assessment method regarding polychlorinated biphenyls (PCB).
18 ((~~Within~~)) Of the amount provided in this subsection, \$440,000 is
19 provided to enhance the environmental information management
20 database; \$1,200,000 is provided to create a long-term statewide PCB
21 monitoring program; and \$540,000 is provided for developing a PCB
22 specific laboratory method for conducting analysis. The department
23 must coordinate with the department of fish and wildlife on the
24 implementation of this subsection and for recommending PCB clean-up
25 projects for legislative funding in subsequent appropriations.

26 (25) \$847,000 of the model toxics control operating account—state
27 appropriation is provided solely for the implementation of Engrossed
28 Second Substitute Senate Bill No. 5022 (recycling, waste, & litter).
29 ((~~If the bill is not enacted by June 30, 2021, the amount provided in~~
30 ~~this subsection shall lapse.~~))

31 (26) \$11,716,000 of the general fund—state appropriation for
32 fiscal year 2022, \$6,284,000 of the general fund—state appropriation
33 for fiscal year 2023, and \$5,139,000 of the climate investment
34 account—state appropriation are provided solely for the
35 implementation of Engrossed Second Substitute Senate Bill No. 5126
36 (climate commitment act). ((~~If the bill is not enacted by June 30,~~
37 ~~2021, the amounts provided in this subsection shall lapse.~~))

38 (27) \$95,000 of the general fund—state appropriation for fiscal
39 year 2022, \$105,000 of the general fund—state appropriation for

1 fiscal year 2023, \$61,000 of the waste reduction, recycling, and
2 litter control account—state appropriation, \$231,000 of the water
3 quality permit account—state appropriation, \$31,000 of the hazardous
4 waste assistance account—state appropriation, \$31,000 of the oil
5 spill prevention account—state appropriation, and \$983,000 of the
6 model toxics control operating account—state appropriation are
7 provided solely for the implementation of Engrossed Second Substitute
8 Senate Bill No. 5141 (environmental justice task force
9 recommendations). (~~If the bill is not enacted by June 30, 2021, the~~
10 ~~amounts provided in this subsection shall lapse.~~)

11 (28) \$43,000 of the model toxics control operating account—state
12 appropriation is provided solely for the implementation of Substitute
13 Senate Bill No. 5381 (fish passage project permits). (~~If the bill is~~
14 ~~not enacted by June 30, 2021, the amount provided in this subsection~~
15 ~~shall lapse.~~)

16 (29) \$52,000 of the general fund—state appropriation for fiscal
17 year 2022, \$52,000 of the general fund—state appropriation for fiscal
18 year 2023, \$8,000 of the reclamation account—state appropriation,
19 \$8,000 of the flood control assistant account—state appropriation,
20 \$32,000 of the waste reduction, recycling, and litter control account
21 —state appropriation, \$4,000 of the worker and community right-to-
22 know account—state appropriation, \$120,000 of the water quality
23 permit account—state appropriation, \$10,000 of the underground
24 storage tank account—state appropriation, \$6,000 of the bio solids
25 permit account—state appropriation, \$18,000 of the hazardous waste
26 assistance account—state appropriation, \$52,000 of the radioactive
27 mixed waste account—state appropriation, \$10,000 of the air pollution
28 control account—state appropriation, \$20,000 of the oil spill
29 prevention account—state appropriation, \$12,000 of the air operating
30 permit account—state appropriation, \$514,000 of the model toxics
31 control operating account—state appropriation, and \$80,000 of the
32 water pollution control revolving administration account—state
33 appropriation are provided solely for the department to maintain and
34 license the new eHub system. Funding is subject to the conditions,
35 limitations, and review requirements of section 701 of this act.

36 (30) \$250,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$250,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for the department to enter into

1 a contract with a qualified third party to develop standards that
2 provide a framework for assessing the quality of volume, validity,
3 and durability of potential future carbon dioxide removal projects.
4 The resulting product should be adequate to allow in-state entities
5 to analyze proposed carbon removal project for conformity with state
6 carbon reduction laws, rules, and goals. The selected vendor should
7 build upon previously completed analyses by the state of Washington
8 and the federal government.

9 (31) \$40,000 of the general fund—state appropriation for fiscal
10 year 2022 is provided solely for the department to:

11 (a) Develop recommendations and implement actions under existing
12 authority to modify the process for the review of water banks to
13 ensure that key information is made available to the public. The
14 changes should consider requirements such as:

15 (i) A description of a proposed banking and operations plan,
16 including the needs and customers the bank intends to serve, the
17 geographic area to be served, the portfolio of available mitigating
18 rights and their allowed uses, any anticipated change in use of
19 available mitigating rights, any limitations the bank intends to
20 impose in offering water rights for use, and anything else the
21 department deems necessary to promote transparency and the public
22 interest;

23 (ii) Reporting requirements that include any changes in the
24 intended customers or needs being serviced by the bank, any change in
25 the geographic area to be served, any anticipated change in the use
26 of available mitigating rights, any change in limitation the banks
27 intends to impose in offering water right for use, and any other
28 change the department deems necessary to promote transparency and the
29 public interest; and

30 (iii) Reporting requirements for publishing each change and
31 providing notice to pertinent parties and soliciting public comment.

32 (b) The department must build off its work directed under chapter
33 357, Laws of 2020 to refine recommendations on improving the state's
34 framework for water banking, water trust, and water right transfers.
35 Recommendations should address issues of private investment in water
36 banking and the merits of incentives and regulations pertaining to
37 the out-of-basin transfer of water rights. In refining its
38 recommendations, the department shall consult with tribes and
39 consider input from stakeholders with expertise in water banking.

1 (c) By December 31, 2021, the department shall update the
2 appropriate committees of the legislature on its progress on refining
3 policy recommendations under this section, including any recommended
4 statutory changes, and on the status of the pilot grant program
5 established under subsection (32) of this section.

6 (d) By December 1, 2022, the department shall submit a report to
7 the appropriate committees of the legislature on work conducted
8 pursuant to this section and on the pilot grant program established
9 under this section. The report should include but is not limited to a
10 summary of water banking activity funded including success and
11 challenges, a summary of outcomes of the pilot grant program, a
12 summary of actions taken under current authority, and policy
13 recommendations. The policy recommendations may also come in the form
14 of agency request legislation.

15 ~~(32) ((\$4,500,000 of the general fund state appropriation for~~
16 ~~fiscal year 2022 and \$4,500,000 of the general fund state~~
17 ~~appropriation for fiscal year 2023 are provided solely for the~~
18 ~~department to administer the pilot grant program for water banking~~
19 ~~strategies to meet water needs as described in this section. Within~~
20 ~~available appropriations, grants must be awarded to qualified~~
21 ~~applicants according to (c) of this subsection. Grant awards must be~~
22 ~~limited to not more than \$2,000,000 per applicant.~~

23 ~~(a) Grant awards may only be used for:~~

24 ~~(i) Development of water banks in rural counties as defined in~~
25 ~~RCW 82.14.370(5) that have the headwaters of a major watershed within~~
26 ~~their borders and only for water banking strategies within the county~~
27 ~~of origin. A major watershed has the same meaning as shoreline of the~~
28 ~~state in RCW 90.58.030(2)(f)(v)(A) and (B);~~

29 ~~(ii) Acquisition of water rights appropriate for use in a water~~
30 ~~bank including all costs necessary to evaluate the water right for~~
31 ~~eligibility for its intended use; and~~

32 ~~(iii) Activities necessary to facilitate the creation of a water~~
33 ~~bank.~~

34 ~~(b) For the purposes of a grant pursuant to this section, a water~~
35 ~~bank must meet water needs, which include but are not limited to~~
36 ~~agricultural use and instream flow for fish and wildlife. The water~~
37 ~~bank must preserve water rights for use in the county of origin and~~
38 ~~for permanent instream flows for fish and wildlife through the~~
39 ~~primary and secondary reaches of the water right.~~

40 ~~(c) To be qualified for these funds, an applicant must also show:~~

1 ~~(i) That the applicant has sufficient expertise and capacity to~~
2 ~~develop and maintain a water bank consistent with the purposes of~~
3 ~~this appropriation;~~

4 ~~(ii) That the applicant has secured a valid interest to purchase~~
5 ~~a water right;~~

6 ~~(iii) That the water rights appear to be adequate for the~~
7 ~~intended use;~~

8 ~~(iv) That the applicant agrees to have one-third of any water~~
9 ~~right purchased with the funds appropriated under this section to~~
10 ~~have its purpose of use changed permanently to instream flow~~
11 ~~benefiting fish and wildlife; and~~

12 ~~(v) That the applicant is a public entity or a participant in a~~
13 ~~public/private partnership with a public entity.~~

14 ~~(33))~~ \$500,000 of the general fund—state appropriation for
15 fiscal year 2022 and \$500,000 of the general fund—state appropriation
16 for fiscal year 2023 are provided solely for the department to:

17 (a) Establish and administer a pilot grant program for
18 implementing water banking strategies to meet local water needs;

19 (b) Review water banking grant applications submitted under this
20 section, including evaluation of water right suitability; and

21 (c) Develop and finalize water banking agreements, trust water
22 right agreements, and other necessary legal instruments with entities
23 selected to receive grants under this section.

24 ~~((34))~~ (33) \$30,000 of the general fund—state appropriation for
25 fiscal year 2022 is provided solely for the department to designate a
26 regional clean air agency to convene a stakeholder group to assess
27 and develop recommendations for reducing and mitigating air quality
28 impacts in the form of noxious odors resulting from asphalt plants in
29 the Puget Sound region. The stakeholder group should include
30 representatives from the asphalt industry, cities within a county in
31 the region in which an asphalt plant is located, the Puget Sound
32 clean air agency, local and state health departments, research
33 institutions, and a community or environmental organization
34 representative with expertise in air pollution, toxicology, or other
35 relevant fields. The recommendations must address steps needed for
36 asphalt production facilities to develop odor control plans and best
37 management practices to reduce noxious odors that negatively impact
38 neighboring residents, businesses and persons utilizing publicly
39 owned recreational facilities. A report containing recommendations

1 must be submitted to the appropriate committees of the legislature by
2 December 1, 2021.

3 (34) \$330,000 of the oil spill prevention account—state
4 appropriation is provided solely for additional staff to develop and
5 implement new area contingency plans related to spill response in
6 Washington state.

7 (35) \$1,642,000 of the model toxics control operating account—
8 state appropriation and \$115,000 of the underground storage tank
9 account—state appropriation are provided solely for additional staff
10 to meet environmental protection agency underground storage tank site
11 inspection requirements and oversee the cleanup of known contaminated
12 leaking underground storage tank sites in Washington.

13 (36) \$1,800,000 of the waste reduction, recycling, and litter
14 control account—state appropriation is provided solely for
15 implementation of the food waste reduction act of 2019, chapter 255
16 Laws of 2019, through a series of food waste reduction campaigns, in
17 addition to continuing to invest in litter prevention campaigns to
18 address the state's ongoing litter problem.

19 (37) \$1,382,000 of the model toxics control operating account—
20 state appropriation is provided solely to develop methods and analyze
21 6PPD compounds in water and sediment, establish baseline monitoring
22 data, and fund projects to identify best management practices and
23 treatment devices that remove 6PPD from stormwater.

24 (38) \$1,322,000 of the model toxics control operating account—
25 state appropriation is provided solely for the department to complete
26 a full safer alternatives assessment of the 6PPD compounds used in
27 tires. The assessment shall incorporate and evaluate toxicity data of
28 alternatives on Coho and other species. Of the amounts provided in
29 this subsection, \$246,000 of the model toxics control operating
30 account—state appropriation is provided to support materials science
31 expertise and collection of industry data necessary to evaluate
32 feasibility of alternatives. The department shall provide a completed
33 assessment to the governor's office, office of financial management,
34 and the appropriate committees of the legislature, and, if the
35 department finds safer alternatives exist, include recommended
36 regulatory, policy, or legislative actions to advance safer
37 alternatives as well as needs for future appropriations.

38 (39) \$4,000,000 of the model toxics control stormwater account—
39 state appropriation is provided solely for grants to local stormwater

1 municipalities for expanding capacity to address stormwater
2 management needs and meeting new municipal stormwater permit
3 requirements, including stormwater management action planning to
4 ensure that capital stormwater retrofit projects and other local
5 stormwater management actions are prioritized, planned, and scheduled
6 for construction or implementation.

7 (40) \$4,232,000 of the general fund—state appropriation for
8 fiscal year 2023 is provided solely for grants to federally
9 recognized tribes for consultation on spending decisions from
10 accounts created in the climate commitment act, chapter 316, Laws of
11 2021 (E2SSB 5126), as described in Engrossed Substitute House Bill
12 No. 1753 (climate funding/tribes).

13 (41) \$1,492,000 of the general fund—state appropriation for
14 fiscal year 2023, \$20,000 of the clean fuels program account—state
15 appropriation, and \$1,309,000 of the climate investment account—state
16 appropriation are provided solely for the implementation of Engrossed
17 Second Substitute Senate Bill No. 5842 (climate change). If the bill
18 is not enacted by June 30, 2022, the amounts provided in this
19 subsection shall lapse.

20 (42) \$250,000 of the general fund—state appropriation for fiscal
21 year 2023 is provided solely for the department to provide grants to
22 the city of Tumwater and a nonprofit organization to study the
23 Deschutes river floodplain.

24 (43) \$2,000,000 of the state drought preparedness account—state
25 appropriation is provided solely for the implementation of Second
26 Substitute Senate Bill No. 5746 (drought preparedness). If the bill
27 is not enacted by June 30, 2022, the amount provided in this
28 subsection shall lapse.

29 (44) \$32,000 of the general fund—state appropriation for fiscal
30 year 2023 is provided solely for the implementation of Substitute
31 Senate Bill No. 5910 (hydrogen). If the bill is not enacted by June
32 30, 2022, the amount provided in this subsection shall lapse.

33 (45) \$100,000 of the general fund—state appropriation for fiscal
34 year 2023 is provided solely for the department to conduct a
35 hydrologic analysis of all the factors relating to the flow
36 constriction of the outlet of Sprague lake into Cow creek to
37 determine the best course of action to alleviate periodic property
38 damage due to high water and flooding.

1 (46) \$931,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for the implementation of Engrossed
3 Second Substitute Senate Bill No. 5885 (marine shoreline habitat). If
4 the bill is not enacted by June 30, 2022, the amount provided in this
5 subsection shall lapse.

6 (47) \$260,000 of the model toxics control operating account—state
7 appropriation is provided solely for the implementation of Second
8 Substitute Senate Bill No. 5703 (cosmetic products/chemicals). If the
9 bill is not enacted by June 30, 2022, the amount provided in this
10 subsection shall lapse.

11 (48) (a) \$150,000 of the waste reduction, recycling, and litter
12 control account—state appropriation is provided solely for the
13 department to conduct or contract for a study to:

14 (i) Assess the amount and types of consumer packaging and paper
15 products sold or supplied into the state and the recycling rates
16 achieved for these materials through existing recycling programs and
17 activities in the state. Recycling rate estimates must account for
18 and exclude contamination, and must be presented by material
19 category, including, at minimum, for paper, plastic, aluminum, steel,
20 and glass, as well as for beverage containers, and by other factors
21 as appropriate; and

22 (ii) In accordance with the recommendations for managing plastic
23 packaging waste submitted to the Washington state legislature in
24 2020, consider and make recommendations on legislative action to
25 address the items included in the list of problematic and unnecessary
26 materials identified for elimination by the United States plastic
27 pact.

28 (b) The study must be submitted to the appropriate committees of
29 the legislature by December 1, 2022.

30 (49) \$40,000 of the model toxics control operating account—state
31 appropriation is provided solely for the implementation of Substitute
32 Senate Bill No. 5818 (housing/SEPA & GMA). If the bill is not enacted
33 by June 30, 2022, the amount provided in this subsection shall lapse.

34 (50) \$2,000,000 of the general fund—state appropriation for
35 fiscal year 2023 is provided solely for the department to conduct
36 litter control on state highways.

37 (51) \$146,000 of the coronavirus state fiscal recovery fund—
38 federal appropriation is provided solely for implementation of
39 Engrossed Substitute Senate Bill No. 5974 (transportation resources).

1 If the bill is not enacted by June 30, 2022, the amount provided in
2 this subsection shall lapse.

3 **Sec. 303.** 2021 c 334 s 303 (uncodified) is amended to read as
4 follows:

5 **FOR THE WASHINGTON POLLUTION LIABILITY INSURANCE PROGRAM**

6	General Fund—Federal Appropriation.	((\$638,000))
7		<u>\$754,000</u>
8	Pollution Liability Insurance Agency Underground	
9	Storage Tank Revolving Account—State	
10	Appropriation.	\$957,000
11	Pollution Liability Insurance Program Trust Account—	
12	State Appropriation.	((\$1,392,000))
13		<u>\$1,418,000</u>
14	TOTAL APPROPRIATION.	((\$2,987,000))
15		<u>\$3,129,000</u>

16 **Sec. 304.** 2021 c 334 s 304 (uncodified) is amended to read as
17 follows:

18 **FOR THE STATE PARKS AND RECREATION COMMISSION**

19	General Fund—State Appropriation (FY 2022).	((\$29,059,000))
20		<u>\$29,496,000</u>
21	General Fund—State Appropriation (FY 2023).	((\$29,036,000))
22		<u>\$37,150,000</u>
23	General Fund—Federal Appropriation.	((\$7,058,000))
24		<u>\$7,158,000</u>
25	Winter Recreation Program Account—State	
26	Appropriation.	((\$3,303,000))
27		<u>\$4,907,000</u>
28	<u>Millersylvania Park Current Account—State</u>	
29	<u>Appropriation.</u>	<u>\$5,000</u>
30	ORV and Nonhighway Vehicle Account—State	
31	Appropriation.	((\$369,000))
32		<u>\$388,000</u>
33	Snowmobile Account—State Appropriation.	((\$5,645,000))
34		<u>\$5,683,000</u>
35	Aquatic Lands Enhancement Account—State	
36	Appropriation.	\$367,000
37	Parks Renewal and Stewardship Account—State	

1	Appropriation.	((\$125,451,000))
2		<u>\$142,354,000</u>
3	Parks Renewal and Stewardship Account—Private/Local	
4	Appropriation.	\$420,000
5	TOTAL APPROPRIATION.	((\$200,708,000))
6		<u>\$227,928,000</u>

7 The appropriations in this section are subject to the following
8 conditions and limitations:

9 (1) \$129,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$129,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for a grant for the operation of
12 the Northwest weather and avalanche center.

13 (2) \$100,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$100,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the commission to pay
16 assessments charged by local improvement districts.

17 (3) \$406,000 of the general fund—state appropriation for fiscal
18 year 2022, \$322,000 of the general fund—state appropriation for
19 fiscal year 2023, and \$88,000 of the parks renewal and stewardship
20 account—state appropriation are provided solely for operating budget
21 impacts from capital budget projects funded in the 2019-2021 fiscal
22 biennium.

23 (4) (~~(\$272,000)~~) \$80,000 of the general fund—state appropriation
24 for fiscal year 2022 and (~~(\$272,000)~~) \$464,000 of the general fund—
25 state appropriation for fiscal year 2023 are provided solely for an
26 update to the Seashore conservation area survey and plan.

27 (5) \$130,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$130,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the commission to hire a
30 diversity, equity, and inclusion coordinator to expand the diversity
31 of the agency's workforce.

32 (6) \$85,000 of the general fund—state appropriation for fiscal
33 year 2022 is provided solely for the facilitation of a work group
34 that includes representation from the state parks and recreation
35 commission, the commission on African American affairs, and
36 stakeholders with expertise of the black experience in outdoor
37 recreation to identify barriers to inclusion and develop
38 recommendations to increase participation of Black Washingtonians in
39 the state parks system and other outdoor recreation spaces and public

1 parks. The work group will be selected by the governor's office and
2 will consist of at least twelve participants representing diverse
3 geographic, socioeconomic, and experiential backgrounds. The parks
4 commission will enter into an interagency agreement with the
5 commission on African American affairs to procure a contractor to
6 facilitate the work group and develop a report with recommendations.
7 The amount provided in this subsection may also be used for a survey
8 or focus group to assess the needs of Black Washingtonians related to
9 state parks and outdoor recreation. The work group will submit a
10 report to the governor's office and appropriate committees of the
11 legislature no later than ((January)) April 1, 2022.

12 (7) \$7,900,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$7,900,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the commission to increase
15 customer service, conduct more custodial maintenance, expand
16 interpretive services, accelerate work on preventative maintenance
17 and improve the conditions of park facilities, and expand public
18 safety.

19 (8) \$90,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$6,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for the implementation of
22 Engrossed Second Substitute Senate Bill No. 5259 (law enforcement
23 data). ((If the bill is not enacted by June 30, 2021, the amounts
24 provided in this subsection shall lapse.))

25 (9) \$76,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$907,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for the commission to address
28 needs identified in the "2017 vulnerability assessment" conducted by
29 the climate impacts group and to install electric-vehicle charging
30 stations for park-use vehicles.

31 (10) \$114,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$705,000 of the general fund—state appropriation for
33 2023 are provided solely for the commission to dedicate resources to
34 government-to-government consultations with Indian tribes and
35 implement executive order 21-02, archaeological and cultural
36 resources.

37 (11) \$5,500,000 of the parks renewal and stewardship account—
38 state appropriation is provided solely for the commission to replace
39 major equipment that has been used for over 15 years. The commission

1 must prioritize selecting electric motors over gasoline engines when
2 the option is available and the machinery is compatible for the
3 intended task.

4 (12) \$160,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely for the commission to engage with the
6 emerging leaders program: expanding equity in the outdoors, a program
7 that trains BIPOC individuals in leadership and professional natural
8 resource-based jobs.

9 (13) \$5,000,000 of the general fund—state appropriation for
10 fiscal year 2023 is provided solely for the commission to reduce the
11 maintenance backlog on state-owned recreation lands and facilities.

12 **Sec. 305.** 2021 c 334 s 305 (uncodified) is amended to read as
13 follows:

14 **FOR THE RECREATION AND CONSERVATION OFFICE**

15	General Fund—State Appropriation (FY 2022)	((\$4,119,000))
16		<u>\$4,322,000</u>
17	General Fund—State Appropriation (FY 2023)	((\$3,655,000))
18		<u>\$55,945,000</u>
19	General Fund—Federal Appropriation.	((\$3,716,000))
20		<u>\$4,335,000</u>
21	General Fund—Private/Local Appropriation.	\$24,000
22	Aquatic Lands Enhancement Account—State	
23	Appropriation.	((\$320,000))
24		<u>\$385,000</u>
25	Firearms Range Account—State Appropriation.	\$37,000
26	Recreation Resources Account—State Appropriation.	((\$3,999,000))
27		<u>\$4,355,000</u>
28	NOVA Program Account—State Appropriation.	((\$1,444,000))
29		<u>\$1,489,000</u>
30	Youth Athletic Facility Nonappropriated Account—	
31	State Appropriation.	\$181,000
32	<u>Salmon Recovery Account—State Appropriation.</u>	<u>\$85,000,000</u>
33	TOTAL APPROPRIATION.	((\$17,495,000))
34		<u>\$156,073,000</u>

35 The appropriations in this section are subject to the following
36 conditions and limitations:

37 (1) \$125,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$125,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely to pass through to the Spokane
2 tribe of Indians for a pilot study of salmon migratory behavior and
3 survival upstream of the Chief Joseph and Grand Coulee dams.

4 (2) (a) \$375,000 of the general fund—state appropriation for
5 fiscal year 2022 is provided solely to conduct a comprehensive equity
6 review of state grant programs administered by the office. The office
7 may, in consultation with the interested parties identified in (d) of
8 this subsection, contract with a consultant to assist with the
9 community engagement and review necessary to complete this review
10 process.

11 (b) The purposes of this comprehensive equity review are:

12 (i) To reduce barriers to historically underserved populations'
13 participation in recreation and conservation office grant programs;

14 (ii) To redress inequities in existing recreation and
15 conservation office policies and programs; and

16 (iii) To improve the equitable delivery of resources and benefits
17 in these programs.

18 (c) In completing the comprehensive equity review required under
19 this section, the office shall:

20 (i) Identify changes to policy and operational norms and
21 practices in furtherance of the equity review purposes identified in
22 (b) of this subsection;

23 (ii) Identify new investments and programs that prioritize
24 populations and communities that have been historically underserved
25 by conservation and recreation policies and programs; and

26 (iii) Include consideration of historic and systemic barriers
27 that may arise due to any of the following factors: Race, ethnicity,
28 religion, income, geography, disability, and educational attainment.

29 (d) The office must collaborate with: (i) The Washington state
30 commission on African American affairs; (ii) the Washington state
31 commission on Asian Pacific American affairs; (iii) the Washington
32 state commission on Hispanic affairs; (iv) the governor's office of
33 Indian affairs; (v) the governor's committee on disability issues and
34 employment; (vi) the office of equity; (vii) the office of minority
35 and women's business enterprises; (viii) the environmental justice
36 council if established by passage of Engrossed Second Substitute
37 Senate Bill No. 5141; and (ix) other interested parties as
38 appropriate to develop and conduct a community engagement process to
39 inform the review.

1 (e) The office must complete the comprehensive equity review
2 under this section and submit a final report, containing all of the
3 elements and considerations specified in this section, to the
4 legislature by June 30, 2022.

5 (3) \$76,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$76,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for the implementation of
8 Engrossed Second Substitute House Bill No. 1382 (salmon recovery
9 projects). ((If the bill is not enacted by June 30, 2021, the amounts
10 provided in this subsection shall lapse.))

11 (4) \$200,000 of the general fund—federal appropriation, \$12,000
12 of the general fund—private/local appropriation, and ((~~\$112,000~~)
13 \$116,000) of the aquatic lands enhancement account—state appropriation
14 are provided solely for the implementation of Senate Bill No. 5063
15 (invasive species council expiration). ((If the bill is not enacted
16 by June 30, 2021, the amounts provided in this subsection shall
17 lapse.))

18 (5) \$37,000 of the firearms range account—state appropriation is
19 provided solely to the recreation and conservation funding board for
20 administration of the firearms range grant program as described in
21 RCW 79A.25.210.

22 (6) ((~~\$3,999,000~~) \$4,355,000) of the recreation resources account
23 —state appropriation is provided solely to the recreation and
24 conservation funding board for administrative and coordinating costs
25 of the recreation and conservation office and the board as described
26 in RCW 79A.25.080(1).

27 (7) ((~~\$1,444,000~~) \$1,489,000) of the NOVA program account—state
28 appropriation is provided solely to the recreation and conservation
29 funding board for administration of the nonhighway and off-road
30 vehicle activities program as described in chapter 46.09 RCW.

31 (8) \$1,809,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$1,809,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for a grant to a nonprofit
34 organization with a mission for salmon and steelhead restoration to
35 install near-term solutions to prevent steelhead mortality at the
36 Hood Canal bridge.

37 (9) \$140,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$140,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for the governor's salmon

1 recovery office to coordinate ongoing recovery efforts of southern
2 resident orcas and monitor progress toward implementation of
3 recommendations from the governor's southern resident killer whale
4 task force.

5 (10) \$175,000 of the youth athletic facility nonappropriated
6 account—state appropriation is provided solely for a task force to
7 consider ways to improve equitable access to K-12 schools' fields and
8 athletic facilities and local parks agency facilities with the goal
9 of increasing physical activity for youth and families. The task
10 force shall be created and managed by the recreation and conservation
11 office. A portion of the funds must be used to inventory K-12 school
12 fields and athletic facilities and park agency facilities, and for
13 joint use agreements for these facilities. The task force
14 participants must represent geographic diversity and must include
15 representatives from the office of the superintendent of public
16 instruction, the Washington association of school administrators, the
17 association of Washington principals, and the Washington recreation
18 and parks association; participants with a background in public
19 health; and stakeholders who represent diverse communities and
20 communities of color. The task force shall consider joint use
21 agreements, partnerships, improved scheduling practices with local
22 parks agencies including facility rental fees, and other strategies,
23 and submit a report with best practices and policy recommendations to
24 the recreation and conservation funding board. A final report from
25 the board must be submitted to the governor's office and legislature
26 no later than February 1, 2022.

27 (11) \$209,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$209,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely to contract for implementation
30 of the Nisqually watershed stewardship plan.

31 (12) \$30,000 of the general fund—state appropriation for fiscal
32 year 2022 is provided solely for the office to facilitate the
33 transfer of management authority over the project known as the beach
34 lake conservation area from the current owner to a tribal government
35 or local public government entity. If the current owner does not
36 accept the offer to transfer management authority, then the office
37 must pursue all legal means to enforce the right of public access
38 consistent with the deed restrictions as set forth in the contract
39 PSAR #15-1045. The amount provided in this subsection is intended to

1 secure daily public access, during daylight hours, with minimal
2 closures to the beach lake conservation area.

3 (13) \$345,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$345,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the connections program to
6 provide outdoor learning experiences and virtual learning support for
7 vulnerable youth in the Blaine and Mount Baker school districts. Of
8 the amounts provided in this subsection, \$25,000 in each fiscal year
9 is provided solely for an organization in Whatcom county that
10 increases access to environmental education.

11 (14) \$50,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$250,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the governor's salmon
14 recovery office to implement the governor's salmon recovery strategy
15 update by convening the natural resources sub-cabinet on a regular
16 basis and developing biennial statewide work priorities with a
17 recommended budget for salmon recovery pursuant to RCW
18 77.85.030(4)(e) that align with tribal priorities and regional salmon
19 recovery plans. The office shall submit the biennial implementation
20 plan to the governor's office and the office of financial management
21 no later than October 31, 2022.

22 (15) \$50,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$150,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the governor's salmon
25 recovery office to provide a grant to the Spokane Tribe of Indians
26 for purposes of forming a Spokane river watershed lead entity
27 pursuant to RCW 77.85.050(1) and developing a habitat restoration
28 strategy to support reintroduction of salmon upstream of Chief Joseph
29 and Grand Coulee dams.

30 (16) \$100,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$200,000 of general fund—state appropriation for fiscal
32 year 2023 are provided solely for motorized and nonmotorized boater
33 education and outreach on Lake Union, with a specific goal of
34 preventing boat and airplane conflicts on the lake during peak
35 recreation season. Funds are to be made available to appropriate
36 local government or federal government agencies, or appropriate
37 nonprofit organizations.

38 (17) \$1,667,000 of the general fund—state appropriation for
39 fiscal year 2023 is provided solely for the office to provide grants,

1 proportionally to their current funding levels, to the lead entities
2 across the state for their continued work in salmon recovery.

3 (18) \$50,000,000 of the salmon recovery account—state
4 appropriation is provided solely for the salmon recovery board to
5 provide grants for projects valued at greater than \$5,000,000 each
6 that will benefit salmon recovery.

7 (19) \$35,000,000 of the salmon recovery account—state
8 appropriation is provided solely for the salmon recovery board to
9 provide grants for watershed projects typically valued at less than
10 \$5,000,000 each that will benefit salmon recovery.

11 (20) \$50,000,000 of the general fund—state appropriation for
12 fiscal year 2023 is provided solely for the office to provide a grant
13 for the Duckabush estuary restoration project.

14 **Sec. 306.** 2021 c 334 s 306 (uncodified) is amended to read as
15 follows:

16 **FOR THE ENVIRONMENTAL AND LAND USE HEARINGS OFFICE**

17	General Fund—State Appropriation (FY 2022).	((\$2,686,000))
18		<u>\$2,732,000</u>
19	General Fund—State Appropriation (FY 2023).	((\$2,728,000))
20		<u>\$2,847,000</u>
21	TOTAL APPROPRIATION.	((\$5,414,000))
22		<u>\$5,579,000</u>

23 **Sec. 307.** 2021 c 334 s 307 (uncodified) is amended to read as
24 follows:

25 **FOR THE CONSERVATION COMMISSION**

26	General Fund—State Appropriation (FY 2022).	((\$10,859,000))
27		<u>\$10,888,000</u>
28	General Fund—State Appropriation (FY 2023).	((\$10,797,000))
29		<u>\$20,922,000</u>
30	General Fund—Federal Appropriation.	\$2,482,000
31	General Fund—Private/Local Appropriation.	\$100,000
32	Public Works Assistance Account—State Appropriation.	((\$8,450,000))
33		<u>\$8,467,000</u>
34	Model Toxics Control Operating Account—State	
35	Appropriation.	\$1,110,000
36	<u>Salmon Recovery Account—State Appropriation.</u>	<u>\$15,000,000</u>
37	TOTAL APPROPRIATION.	((\$33,798,000))

The appropriations in this section are subject to the following conditions and limitations:

(1) \$2,000,000 of the general fund—state appropriation for fiscal year 2023 and \$100,000 of the general fund—private/local appropriation ((is)) are provided solely for the sustainable farms and fields program created in RCW 89.08.615 to provide technical assistance, education, and outreach to promote carbon storage and reduce greenhouse gas emissions. Grant funds may be used to promote cover crops, cost-share opportunities such as purchases of equipment, seeds, soil amendments, and development of conservation plans that increase carbon storage and reduce greenhouse gas emissions.

(2) \$1,500,000 of the general fund—state appropriation for fiscal year 2022 and \$1,500,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for conservation district technical assistance, project cultural resources review, project engineering, agency administration, and cost-share grants to landowners for recovery from wildfire damage, including, but not limited to, rebuilding fences, seeding unstable slopes, controlling weeds, and planting shrubs and trees for wildlife habitat.

(3) \$85,000 of the general fund—state appropriation for fiscal year 2022 and \$40,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the commission to:

(a) Enter into an agreement with the department of ecology for a water bank in Okanogan county, which must focus solely on retaining agricultural water rights for use by other agricultural producers in the watershed of origin; and

(b) Report to the appropriate committees of the legislature by December 31, 2022, on the effectiveness of the Okanogan water bank at retaining agricultural water rights, and the potential for developing additional water banks in Washington using this model.

(4) ~~(\$8,450,000)~~ \$8,467,000 of the public works assistance account—state appropriation is provided solely for implementation of the voluntary stewardship program. This amount may not be used to fund agency indirect and administrative expenses.

(5) \$170,000 of the general fund—state appropriation for fiscal year 2022 and \$170,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the commission to continue to convene and facilitate a food policy forum.

1 (6) \$1,000,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$1,000,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the commission to share
4 evenly with conservation districts to increase assistance to
5 landowners to achieve environmental stewardship and agricultural
6 sustainability.

7 (7) \$23,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$4,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the implementation of Second
10 Substitute Senate Bill No. 5253 (pollinator health). (~~If the bill is~~
11 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
12 ~~shall lapse.~~)

13 (8) \$1,300,000 of the general fund—state appropriation for fiscal
14 year 2023 is provided solely for the commission to develop a riparian
15 plant propagation program of native trees and shrubs to implement
16 riparian restoration projects. Plants will be made available for free
17 or at a reduced cost to restoration projects.

18 (9) \$2,700,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely for the commission to make available to
20 local conservation districts for project engineering services to
21 enable permit and design work for conservation projects.

22 (10) \$4,000,000 of the general fund—state appropriation for
23 fiscal year 2023 is provided solely for the commission as its cost
24 share for federal conservation reserve enhancement program funding
25 and other related work for riparian habitat conservation.

26 (11) \$15,000,000 of the salmon recovery account—state
27 appropriation is provided solely for the commission to provide grants
28 for riparian restoration projects with landowners.

29 **Sec. 308.** 2021 c 334 s 308 (uncodified) is amended to read as
30 follows:

31 **FOR THE DEPARTMENT OF FISH AND WILDLIFE**

32	General Fund—State Appropriation (FY 2022).	((\$89,387,000))
33		<u>\$99,218,000</u>
34	General Fund—State Appropriation (FY 2023).	((\$87,617,000))
35		<u>\$148,217,000</u>
36	General Fund—Federal Appropriation.	((\$130,092,000))
37		<u>\$134,160,000</u>
38	General Fund—Private/Local Appropriation.	((\$62,539,000))

1		<u>\$65,146,000</u>
2	ORV and Nonhighway Vehicle Account—State	
3	Appropriation.	((\$646,000))
4		<u>\$679,000</u>
5	Aquatic Lands Enhancement Account—State	
6	Appropriation.	((\$12,240,000))
7		<u>\$12,701,000</u>
8	Recreational Fisheries Enhancement Account—State	
9	Appropriation.	((\$3,300,000))
10		<u>\$3,367,000</u>
11	Warm Water Game Fish Account—State Appropriation. . .	((\$2,779,000))
12		<u>\$3,487,000</u>
13	Eastern Washington Pheasant Enhancement Account—	
14	State Appropriation.	((\$675,000))
15		<u>\$865,000</u>
16	Limited Fish and Wildlife Account—State	
17	Appropriation.	((\$32,825,000))
18		<u>\$39,300,000</u>
19	Special Wildlife Account—State Appropriation.	((\$2,891,000))
20		<u>\$2,912,000</u>
21	Special Wildlife Account—Federal Appropriation.	((\$518,000))
22		<u>\$520,000</u>
23	Special Wildlife Account—Private/Local Appropriation.	((\$3,634,000))
24		<u>\$3,692,000</u>
25	Wildlife Rehabilitation Account—State Appropriation.	\$661,000
26	Ballast Water and Biofouling Management Account—	
27	State Appropriation.	\$10,000
28	Regional Fisheries Enhancement Salmonid Recovery	
29	Account—Federal Appropriation.	\$5,001,000
30	Oil Spill Prevention Account—State Appropriation. . .	((\$1,163,000))
31		<u>\$1,222,000</u>
32	Aquatic Invasive Species Management Account—State	
33	Appropriation.	((\$1,037,000))
34		<u>\$9,605,000</u>
35	Model Toxics Control Operating Account—State	
36	Appropriation.	((\$2,969,000))
37		<u>\$2,979,000</u>
38	Fish, Wildlife, and Conservation Account—State	
39	Appropriation.	((\$75,023,000))

1		<u>\$73,591,000</u>
2	Oyster Reserve Land Account—State Appropriation.	\$524,000
3	TOTAL APPROPRIATION.	((\$515,531,000))
4		<u>\$607,857,000</u>

5 The appropriations in this section are subject to the following
6 conditions and limitations:

7 (1) \$45,000 of the general fund—state appropriation for fiscal
8 year 2022 is provided solely for the implementation of Engrossed
9 Substitute House Bill No. 1054 (peace officer tactics, equip). (~~If~~
10 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
11 ~~subsection shall lapse.~~)

12 (2) \$29,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for the implementation of Engrossed
14 Second Substitute House Bill No. 1310 (uses of force by officers).
15 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
16 ~~this subsection shall lapse.~~)

17 (3) \$534,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$472,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for the implementation of
20 Engrossed Second Substitute House Bill No. 1382 (salmon recovery
21 projects). (~~If the bill is not enacted by June 30, 2021, the amounts~~
22 ~~provided in this subsection shall lapse.~~)

23 (4) \$1,777,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$1,777,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely to grant to the northwest Indian
26 fisheries commission for hatchery operations that are prioritized to
27 increase prey abundance for southern resident orcas, including
28 \$200,000 per fiscal year for tagging and marking costs, and the
29 remainder to grant to tribes in the following amounts per fiscal
30 year: \$150,000 for the Quinault Indian Nation, \$199,000 for the
31 Tulalip Tribes, \$268,000 for the Quileute Tribe, \$186,000 for the
32 Puyallup Tribe, \$122,000 for the Port Gamble S'Klallam Tribe, \$25,000
33 for the Muckleshoot Indian Tribe, \$207,000 for the Squaxin Island
34 Tribe, \$142,000 for the Skokomish Indian Tribe, and \$278,000 for the
35 Lummi Nation. It is the intent of the legislature to continue this
36 funding in future biennia.

37 (5) \$330,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$330,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for the department to provide to

1 the Yakama Nation for hatchery operations that are prioritized to
2 increase prey abundance for southern resident orcas. It is the intent
3 of the legislature to continue this funding in future biennia.

4 (6) \$175,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$175,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely to grant to public utility
7 districts for additional hatchery production that is prioritized to
8 increase prey abundance for southern resident orcas. It is the intent
9 of the legislature to continue this funding in future biennia.

10 (7) \$500,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$500,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely to the department for hatchery
13 maintenance.

14 (8) (~~(\$467,000)~~) \$3,139,000 of the general fund—state
15 appropriation for fiscal year 2022 and \$467,000 of the general fund—
16 state appropriation for fiscal year 2023 are provided solely to pay
17 for emergency fire suppression costs. These amounts may not be used
18 to fund agency indirect and administrative expenses.

19 (9) \$503,000 of the general fund—state appropriation for fiscal
20 year 2022, \$503,000 of the general fund—state appropriation for
21 fiscal year 2023, and \$440,000 of the general fund—federal
22 appropriation are provided solely for county assessments.

23 (10) \$400,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$400,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for a state match to support the
26 Puget Sound nearshore partnership between the department and the
27 United States army corps of engineers.

28 (11) \$378,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$378,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for operating budget impacts
31 from capital budget projects funded in the 2019-2021 fiscal biennium.

32 (12) \$477,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$477,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely to develop conflict mitigation
35 strategies for wolf recovery and staff resources in northeast
36 Washington for response to wolf-livestock conflicts. The department
37 must provide focus on minimizing wolf-livestock issues in the Kettle
38 range. The department is discouraged from the use of firearms from
39 helicopters for removing wolves.

1 (13) \$251,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$251,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for suppression, eradication,
4 and monitoring of northern pike in the Columbia river. The department
5 must work with the Spokane Tribe of Indians, the Confederated Tribes
6 of the Colville Reservation, and the Kalispel Tribe of Indians on
7 identifying appropriate actions to reduce threats to anadromous
8 salmon from invasive northern pike.

9 (14) \$753,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$753,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for expanded management of
12 pinniped populations on the lower Columbia river and its tributaries
13 with the goal of increasing chinook salmon abundance and prey
14 availability for southern resident orcas.

15 (15) \$1,262,000 of the general fund—state appropriation for
16 fiscal year 2022 and \$1,262,000 of the general fund—state
17 appropriation for fiscal year 2023 are provided solely for the costs
18 for the department to maintain shellfish sanitation activities
19 necessary to implement its memorandum of understanding with the
20 department of health to ensure the state is compliant with its
21 federal obligations under the model ordinance of the national
22 shellfish sanitation program.

23 (16) \$603,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$603,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for the department to create a
26 statewide permittee assistance program as part of hydraulic project
27 approvals, in which department staff collaborate with landowners
28 during construction to help resolve risks of permit noncompliance.

29 (17) \$470,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$470,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the department to expand
32 efforts to survey the diets of seals and sea lions in Puget Sound and
33 identify nonlethal management actions to deter them from preying on
34 salmon and steelhead.

35 ~~((19))~~ (18) \$518,000 of the general fund—state appropriation
36 for fiscal year 2022 and \$519,000 of the general fund—state
37 appropriation for fiscal year 2023 are provided solely for the
38 department to continue to provide policy and scientific support to
39 the department of ecology regarding surface and groundwater

1 management issues as part of implementing chapter 90.94 RCW
2 streamflow restoration.

3 ~~((20))~~ (19) \$271,000 of the general fund—state appropriation
4 for fiscal year 2022 and \$271,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for the
6 implementation of chapter 291, Laws of 2019 (southern resident orca
7 whales-protection from vessels), contracts with nonprofit
8 organizations to monitor vessel traffic and educate boaters to be
9 whale wise, and participation in other orca recovery efforts.

10 ~~((21))~~ (20) Within amounts appropriated in this section, the
11 department, in coordination with statewide law enforcement agencies,
12 must provide a report to the legislature by January, 2022 on the
13 number of cougars reported to the department as harvested by local
14 government law enforcement agencies, training opportunities provided
15 to local law enforcement agencies, and how cougar removals by local
16 enforcement agencies impact the department's cougar management
17 strategies.

18 ~~((22))~~ (21) \$200,000 of the general fund—state appropriation
19 for fiscal year 2022 and \$200,000 of the general fund—state
20 appropriation for fiscal year 2023 are provided solely for the
21 department to implement priority actions in the state pinto abalone
22 recovery plan. Of the amounts provided, \$85,000 each fiscal year must
23 be used to locate, monitor, and safeguard wild populations of pinto
24 abalone along the strait of Juan de Fuca, outer coast, and San Juan
25 islands and the remaining amounts must be granted to the Puget Sound
26 restoration fund to increase production, diversity, and resilience of
27 out-planted abalone.

28 ~~((23))~~ (22) \$315,000 of the general fund—state appropriation
29 for fiscal year 2022 and \$315,000 of the general fund—state
30 appropriation for fiscal year 2023 are provided solely for the
31 department to research and monitor the impacts of polychlorinated
32 biphenyls (PCB) on indicator species. The department must coordinate
33 with the department of ecology on implementation of this subsection.

34 ~~((24))~~ (23) \$125,000 of the general fund—state appropriation
35 for fiscal year 2022 and \$125,000 of the general fund—state
36 appropriation for fiscal year 2023 are provided solely for the
37 department to conduct an evaluation of the forest practices adaptive
38 management program. The evaluation will be carried out generally
39 consistent with the proposal provided to the timber, fish, and

1 wildlife (TFW) policy committee in January 2020 titled *Assessing*
2 *Changes in Uncertainty During Adaptive Management: A Case Study of*
3 *the Washington State Forest Practices Habitat Conservation Plan*. To
4 the extent practicable, the evaluation shall satisfy the cooperative
5 monitoring, evaluation, and research five-year peer review process as
6 required in WAC 222-12-045(2)(f), and support other ongoing forest
7 practices adaptive management program evaluation and improvement
8 efforts. The department shall consult with TFW policy caucus
9 participants during the evaluation and provide for public review and
10 comment of the draft report. A progress report shall be delivered to
11 TFW policy participants and appropriate committees of the legislature
12 by December 31, 2022, and a final report by June 30, 2023.

13 ~~((25))~~ (24) \$1,175,000 of the general fund—state appropriation
14 for fiscal year 2022 and \$1,175,000 of the general fund—state
15 appropriation for fiscal year 2023 are provided solely for the
16 department to restore shrubsteppe habitat and associated wildlife
17 impacted by wildfires.

18 (a) This funding is intended for the restoration of habitat on
19 public lands as well as private lands by landowners who are willing
20 to participate. The restoration effort must be coordinated with other
21 natural resource agencies and interested stakeholders.

22 (b) Restoration actions may include: (i) Increasing the
23 availability of native plant materials; (ii) increasing the number of
24 certified and trained personnel for implementation at scale; (iii)
25 support for wildlife-friendly fencing replacement; (iv) support for
26 private landowners/ranchers to defer wildland grazing and allow
27 natural habitat regeneration; and (v) species-specific recovery
28 actions.

29 (c) The department must submit a progress report to the
30 appropriate committees of the legislature on the investments made
31 under this subsection by December 1, 2022, with a final report
32 submitted by September 1, 2023.

33 (d) Within the amounts provided in this subsection, \$250,000 must
34 be used by the department to form a collaborative group process
35 representing diverse stakeholders and facilitated by a neutral third-
36 party to develop a long-term strategy for shrubsteppe conservation
37 and fire preparedness, response, and restoration to meet the needs of
38 the state's shrubsteppe wildlife and human communities. The
39 collaborative may serve as providing expertise and advice to the
40 wildland fire advisory committee administered by the department of

1 natural resources and build from the wildland fire 10-year strategic
2 plan. Components to be addressed by the collaborative include the
3 restoration actions described in (b) of this subsection and on
4 spatial priorities for shrubsteppe conservation, filling gaps in fire
5 coverage, management tools to reduce fire-prone conditions on public
6 and private lands, and identifying and making recommendations on any
7 other threats. Any reports and findings resulting from the
8 collaborative may be included in the report specified in (c) of this
9 subsection.

10 ~~((26))~~ (25) \$80,000 of the general fund—state appropriation for
11 fiscal year 2022 and \$60,000 of the general fund—state appropriation
12 for fiscal year 2023 are provided solely for the department to
13 contract with the Washington state academy of sciences to provide
14 policymakers with a report on current evidence on pinniped predation
15 of salmon, with an emphasis on Washington's portion of the Salish sea
16 and Washington's outer coast. The academy must provide an independent
17 study that reviews the existing science regarding pinniped predation
18 of salmonids, including what is known about pinniped predation of
19 salmonids, and with what level of certainty; where the knowledge gaps
20 are; where additional research is needed; how the science may inform
21 decisionmakers; and assessment of the scientific and technical
22 aspects of potential management actions. Early in this process, the
23 academy must convene separate meetings with comanagers and scientists
24 to share relevant research and data and provide context for the
25 academy's work.

26 ~~((27))~~ (26) \$198,000 of the general fund—state appropriation
27 for fiscal year 2022 and \$70,000 of the general fund—state
28 appropriation for fiscal year 2023 are provided solely for the
29 implementation of Second Substitute Senate Bill No. 5253 (pollinator
30 health). ~~((If the bill is not enacted by June 30, 2021, the amounts
31 provided in this subsection shall lapse.~~

32 ~~(28))~~ (27) \$21,000 of the general fund—state appropriation for
33 fiscal year 2022 is provided solely for the implementation of
34 Substitute Senate Bill No. 5273 (shoreline armoring). ~~((If the bill
35 is not enacted by June 30, 2021, the amount provided in this
36 subsection shall lapse.~~

37 ~~(29))~~ (28) \$44,000 of the general fund—state appropriation for
38 fiscal year 2022 and \$24,000 of the general fund—state appropriation
39 for fiscal year 2023 are provided solely for the implementation of

1 Substitute Senate Bill No. 5381 (fish passage project permits). (~~If~~
2 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
3 ~~this subsection shall lapse.~~

4 ~~(30))~~ (29) \$132,000 of the general fund—state appropriation for
5 fiscal year 2022 and \$48,000 of the general fund—state appropriation
6 for fiscal year 2023 are provided solely for the implementation of
7 Engrossed Substitute Senate Bill No. 5452 (electric-assisted
8 bicycles). (~~If the bill is not enacted by June 30, 2021, the amount~~
9 ~~provided in this subsection shall lapse.~~

10 ~~(31))~~ (30) \$600,000 of the general fund—state appropriation for
11 fiscal year 2022 is provided solely for the department to conduct a
12 pilot project to test New Zealand style elk fencing, similar to the
13 style used by the United States Department of Agriculture at the
14 Starkey Experimental Forest and Range, including materials and
15 construction techniques, and determine the cost and effectiveness of
16 the fence design in reducing damage to school property and
17 agricultural lands within the range of the north Cascades elk herd.
18 The department of fish and wildlife shall work with at least one
19 agricultural property owner in Skagit county with property abutting
20 state highway 20 and one school district located in Skagit county
21 with enrollment of less than 650 students that volunteer to build and
22 test the elk fence design and, in compliance with RCW 43.01.036,
23 report back to the natural resources committees of the legislature by
24 November 1, 2022, on the results of the pilot project.

25 ~~((32))~~ (31) \$155,000 of the general fund—state appropriation
26 for fiscal year 2022 and \$310,000 of the general fund—state
27 appropriation for fiscal year 2023 are provided solely for the
28 department to implement strategies to control against chronic wasting
29 disease in native species of the state.

30 ~~((33) \$1,682,000 of the fish, wildlife and conservation account—~~
31 ~~state appropriation is))~~ (32) \$860,000 of the general fund—state
32 appropriation for fiscal year 2022 and \$822,000 of the general fund—
33 state appropriation for fiscal year 2023 are provided solely for the
34 department to work with stakeholders to improve steelhead spawning
35 estimates for improved fishing regulations such that enhanced
36 conservation and equitable fisheries are established.

37 ~~((34))~~ (33) \$50,000 of the general fund—state appropriation for
38 fiscal year 2022 and \$50,000 of the general fund—state appropriation
39 for fiscal year 2023 are provided solely for the department to assist

1 local jurisdictions in responding to cougar related public safety
2 issues. The funding is available to a local jurisdiction if they have
3 a signed agreement with the department that recognizes cougar
4 management authority is vested in the department and provides
5 criteria to determine if a cougar creates an actionable public safety
6 risk eligible for financial assistance. For the purposes of this
7 subsection, a cougar presence on private property alone does not
8 create an actionable public safety risk.

9 ~~((35))~~ (34) \$90,000 of the general fund—state appropriation for
10 fiscal year 2022 is provided solely for the department to complete
11 the final phase of the Cowlitz river salmon and steelhead hook
12 mortality study. No less than \$60,000 of the amount provided in this
13 subsection is provided for the original contractor of the study to
14 complete their work. A final report shall be provided to the
15 appropriate committees of the legislature by December 31, 2022.

16 ~~((36))~~ (35) \$130,000 of the general fund—state appropriation
17 for fiscal year 2022 and \$130,000 of the general fund—state
18 appropriation for fiscal year 2023 are provided solely for an
19 external facilitator to seek solutions through a collaborative
20 process using the department's wolf advisory group.

21 ~~((37))~~ (36) \$200,000 of the general fund—state appropriation
22 for fiscal year 2022 and \$100,000 of the general fund—state
23 appropriation for fiscal year 2023 are provided solely for the
24 department to develop a plan to protect native and hatchery produced
25 steelhead for each river system of Grays harbor, Willapa bay, and
26 coastal Olympic peninsula. The plan must adequately protect those
27 fisheries for healthy runs year-after-year as well as provide
28 reasonable fishing opportunities. The plan must include active
29 stakeholder input and include an outreach strategy sufficient to keep
30 conservation and angler interests well informed of proposed changes
31 in advance of annual fishing seasons. The plan must be reported to
32 the appropriate committees of the legislature by December 1, 2022.

33 (37) \$166,000 of the general fund—state appropriation for fiscal
34 year 2023 is provided solely for the department to implement
35 executive order 21-02, archaeological and cultural resources.

36 (38) \$313,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$408,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for the department to perform
39 forage fish spawning surveys in Puget Sound.

1 (39) \$294,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for the department to complete rule
3 making related to chapter 77.57 RCW, fishways, flow, and screening.

4 (40) \$14,400,000 of the general fund—state appropriation for
5 fiscal year 2023 is provided solely for the department to reduce the
6 number of nontribal commercial gillnet fishing licenses on the
7 Columbia river through a voluntary buy-back program.

8 (a) Until November 30, 2022, the department may pay up to \$25,000
9 each for licenses that have been inactive since 2019 and up to
10 \$120,000 each for licenses that have been active since 2019. After
11 November 30, 2022, the department may pay up to \$20,000 each for
12 licenses that have been inactive since 2019 and up to \$96,000 each
13 for licenses that have been active since 2019. It is the intent of
14 the legislature that this will be the last appropriation made to buy
15 back licenses for the Columbia river gillnet fishery.

16 (b) For all licenses purchased, the department shall calculate
17 the reduced impacts to wild and endangered stocks based on the most
18 recent five-year average of harvest and reserve those impacts for
19 conservation through increased wild salmonid escapement or mark-
20 selective fisheries capable of harvesting surplus hatchery-reared
21 salmon where needed to meet federal genetic protection requirements
22 for wild salmon populations in a manner consistent with state-tribal
23 fishery management agreements.

24 (c) The department must make recommendations to the legislature
25 for any necessary changes in statute, regulations, or program funding
26 levels to transition lower Columbia river mainstem gillnet fisheries
27 to alternative, selective fishing gears, including pound nets or
28 other gears capable of benefitting wild salmon conservation through
29 mark-selective harvest practices. The recommendation must be
30 submitted to the appropriate committees of the legislature by
31 December 1, 2022.

32 (41) \$1,139,000 of the general fund—state appropriation for
33 fiscal year 2023 and \$33,000 of the limited fish and wildlife account
34 —state appropriation are provided solely to increase the department's
35 ability to manage impacts from increased public recreation on
36 department-owned or managed lands and water access sites.

37 (42) \$402,000 of the general fund—state appropriation for fiscal
38 year 2023 is provided solely for the department to provide technical
39 assistance and permitting guidance on solar facility proposals with

1 the intent of limiting impacts to threatened and endangered species
2 and critical and sensitive habitat areas, including shrubsteppe.

3 (43) \$327,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$515,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the department to improve
6 salmon population data analysis, improve salmon abundance modeling,
7 better manage salmon fisheries policy, and collaborate with tribal
8 comanagers on fisheries allocations. The department must make all
9 documents and notes that were part of the north of falcon process
10 available for public review once the process is completed.

11 (44) \$3,802,000 of the general fund—state appropriation for
12 fiscal year 2023 is provided solely to monitor recreational salmon
13 and steelhead harvest in freshwater streams and rivers in Puget Sound
14 and along the Washington coast.

15 (45) \$158,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely to monitor salmon harvest from the
17 ocean.

18 (46) \$1,958,000 of the general fund—state appropriation for
19 fiscal year 2023 is provided solely to monitor salmon harvest from
20 Puget Sound.

21 (47) \$994,000 of the general fund—state appropriation for fiscal
22 year 2023 is provided solely to monitor salmon harvest from
23 commercial fisheries.

24 (48) \$226,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely for a marine fisheries compliance
26 liaison to collaborate with other law enforcement partners on
27 commercial and recreational fisheries issues.

28 (49) \$1,283,000 of the general fund—state appropriation for
29 fiscal year 2023 is provided solely for additional law enforcement
30 officers for marine and freshwater fisheries compliance.

31 (50) \$372,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided solely to develop and implement a mobile-based
33 electronic catch record card system for statewide marine and
34 freshwater fisheries.

35 (51) \$852,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for the department to provide additional
37 capacity to the attorney general's office to prosecute and enforce
38 fish and wildlife infraction and crimes. The department must provide
39 an annual report by December 1st of each year, to the appropriate

1 committees of the legislature, on the progress made in prosecuting
2 environmental crimes.

3 (52) \$4,283,000 of the general fund—state appropriation for
4 fiscal year 2023 is provided solely to develop a monitoring and
5 evaluation program for salmon and steelhead hatcheries in western
6 Washington with the goal to improve survival of hatchery fish to
7 adult returns and adaptively manage hatchery programs to better
8 achieve management goals, including rebuilding natural populations
9 for conservation purposes and increasing fishing opportunities.

10 (53) \$2,392,000 of the general fund—state appropriation for
11 fiscal year 2023 is provided solely to conduct fish in/fish out
12 monitoring for the purposes of measuring freshwater systems salmon
13 productivity for purposes of salmon recovery.

14 (54) \$395,000 of the general fund—state appropriation for fiscal
15 year 2023 and \$295,000 of the limited fish and wildlife account are
16 provided solely to monitor recreation shellfish harvest in Puget
17 Sound.

18 (55) \$710,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely to monitor recreational Dungeness crab
20 harvest along the Washington coast.

21 (56) \$360,000 of the general fund—state appropriation for fiscal
22 year 2023 is provided solely for the department to complete a
23 statewide prioritization of fish passage barriers in collaboration
24 with regional salmon recovery organizations.

25 (57) \$494,000 of the general fund—state appropriation for fiscal
26 year 2023 is provided solely for the department to participate in
27 hydropower licensing efforts for the purposes of mitigating impacts
28 to salmon and other fish and wildlife species as a result of new or
29 renewing federal and nonfederal hydropower facilities.

30 (58) \$90,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$166,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the department to complete
33 the following activities:

34 (a) By December 1, 2022, and consistent with law, the department
35 must submit a report to the legislature that assesses how to
36 incorporate a net ecological gain standard into state land use,
37 development, and environmental laws and rules to achieve a goal of
38 better statewide performance on endangered species recovery and
39 ecological health. The report must address each environmental,

1 development, or land use law or rule where the existing standard is
2 less protective of ecological integrity than the standard of net
3 ecological gain, including the shoreline management act (chapter
4 90.58 RCW), the growth management act (chapter 36.70A RCW),
5 construction projects in state waters (chapter 77.55 RCW), and the
6 model toxics control act.

7 (b) In developing the report under this section, the department
8 must consult with the appropriate local governments, state agencies,
9 federally recognized Indian tribes, and stakeholders with subject
10 matter expertise on environmental, land use, and development laws
11 including but not limited to cities, counties, ports, the department
12 of ecology, and the department of commerce.

13 (c) The report must include:

14 (i) Development of a definition, objectives, and goals for the
15 standard of net ecological gain;

16 (ii) An assessment and comparison analysis of opportunities and
17 challenges, including legal issues and costs on state and local
18 governments to achievement of overall net ecological gain through
19 both:

20 (A) Implementation of a standard of net ecological gain under
21 different environmental, development, and land use laws; and

22 (B) An enhanced approach to implementing and monitoring no net
23 loss in existing environmental, development, and land use laws;

24 (iii) Recommendations on funding, incentives, technical
25 assistance, legal issues, monitoring, and use of scientific data, and
26 other applicable considerations to the integration of needs to assess
27 progress made toward achieving net ecological gain into each
28 environmental, development, and land use law or rule; and

29 (iv) An assessment of how applying a standard of net ecological
30 gain in the context of each environmental, land use, or development
31 law is likely to achieve substantial additional environmental or
32 social co-benefits.

33 (59) \$250,000 of the general fund—state appropriation for fiscal
34 year 2023 is provided solely for the department, in consultation with
35 the department of ecology, the department of natural resources, the
36 Colville confederated tribes, the Okanogan PUD, and other interested
37 entities to analyze the steps required, including coordination and
38 ownership, associated with the possible removal of Enloe dam and
39 analyze options for sediment removal in order to restore the
40 Similkameen river, minimize impacts downriver, and allow access to

1 over 300 miles of habitat for federally-threatened steelhead and
2 other native salmonids. Any contract required to fulfill this
3 analysis is exempt from the competitive procurement requirements in
4 chapter 39.26 RCW. A report of the department's findings, analysis,
5 and recommendations for funding or further considerations for the
6 Enloe dam removal must be made to the appropriate committees of the
7 legislature by December 1, 2022.

8 (60) \$70,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for the department to engage with
10 partner organizations in eradication and control measures on invasive
11 bullfrogs.

12 (61) \$8,568,000 of the aquatic invasive species management
13 account—state appropriation is provided solely for the department to
14 implement eradication and control measures on European green crabs
15 through coordination and grants with partner organizations. The
16 department must provide quarterly progress reports on the success and
17 challenges of the measures to the appropriate committees of the
18 legislature by December 1, 2022.

19 (62) \$500,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for the department to increase the
21 support of regional fish enhancement groups.

22 (63) \$370,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for the implementation of Engrossed
24 Second Substitute Senate Bill No. 5885 (marine shoreline habitat). If
25 the bill is not enacted by June 30, 2022, the amount provided in this
26 subsection shall lapse.

27 (64) \$5,000,000 of the general fund—state appropriation for
28 fiscal year 2023 is provided solely for the department to reduce the
29 maintenance backlog on state-owned recreation lands and facilities.

30 (65) \$70,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$997,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the department to assess the
33 status of current riparian ecosystems, beginning with areas where
34 sufficient information exists to conduct the assessment. The
35 assessment will include identifying any gaps in vegetated cover
36 relative to a science-based standard for a fully functioning riparian
37 ecosystem and comparing the status and gaps to water temperature
38 impairments, known fish passage barriers, and status of salmonid
39 stocks.

1 (66) \$75,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for the department to install elk
3 fencing in the Skagit river valley to help mitigate crop damage.

4 (67) \$3,000,000 of the general fund—state appropriation for
5 fiscal year 2023 is provided solely for the department to provide
6 grants and coordinate with the tribes of the upper Columbia river to
7 reintroduce Chinook salmon.

8 (68) \$95,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for the department to provide grants for
10 western pond turtle research and recovery.

11 (69) \$164,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely for the implementation of Substitute
13 Senate Bill No. 5411 (northern spotted owl forests). If the bill is
14 not enacted by June 30, 2022, the amount provided in this subsection
15 shall lapse.

16 (70) The legislature intends to fund the monitoring items
17 contained in subsections (44) through (47) and (52) through (55) of
18 this section through fiscal year 2025. A brief status report of the
19 data collected and findings from each monitoring item funded in this
20 section is due to the appropriate committees of the legislature by
21 December 1st of each fiscal year through 2025.

22 (71) \$850,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for the department to conduct a survey
24 and make an estimate of the number of juvenile and adult salmon that
25 are taken on average each year due to bird predation on the Columbia
26 river. The estimate must indicate the number of fish taken by each
27 bird species. A report of the survey and estimate, including a
28 description of techniques and projects in place to prevent such
29 predation must be made to the appropriate committees of the
30 legislature by June 30, 2023.

31 (72) \$50,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided solely for the department to prepare a report
33 on estimates of the annual fishery harvest impact for the years 2010
34 through 2020. The report must include an analysis of catch and
35 incidental fishery-related mortalities for each wild Puget Sound
36 chinook population or management unit aggregate for which co-
37 management fishery conservation objectives have been defined. The
38 report must also include estimates of the annual number of spawning
39 adults, natural and hatchery, for the same period. Consistent with

1 ensuring that tribal treaty obligations are being achieved, the
2 report must also include annual estimates of the state-tribal
3 allocation of Puget Sound chinook and coho salmon harvests, natural
4 and hatchery, made for each allocation unit as required by the Puget
5 Sound salmon management plan for the same period. The report shall be
6 submitted to the appropriate committees of the legislature by
7 December 15, 2022.

8 **Sec. 309.** 2021 c 334 s 309 (uncodified) is amended to read as
9 follows:

10 **FOR THE PUGET SOUND PARTNERSHIP**

11	General Fund—State Appropriation (FY 2022).	((\$5,592,000))
12		<u>\$5,612,000</u>
13	General Fund—State Appropriation (FY 2023).	((\$5,464,000))
14		<u>\$8,226,000</u>
15	General Fund—Federal Appropriation.	((\$12,701,000))
16		<u>\$22,249,000</u>
17	Aquatic Lands Enhancement Account—State	
18	Appropriation.	((\$1,437,000))
19		<u>\$1,448,000</u>
20	Model Toxics Control Operating Account—State	
21	Appropriation.	((\$1,295,000))
22		<u>\$1,304,000</u>
23	TOTAL APPROPRIATION.	((\$26,489,000))
24		<u>\$38,839,000</u>

25 The appropriations in this section are subject to the following
26 conditions and limitations:

27 (1) \$209,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$209,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the implementation of
30 Engrossed Second Substitute House Bill No. 1382 (salmon recovery
31 projects). ((If the bill is not enacted by June 30, 2021, the amounts
32 provided in this subsection shall lapse.))

33 (2) By October 15, 2022, the Puget Sound partnership shall
34 provide the governor and appropriate legislative fiscal committees a
35 single, prioritized list of state agency 2023-2025 capital and
36 operating budget requests related to Puget Sound recovery and
37 restoration.

1 (3) \$304,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$272,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the Puget Sound partnership
4 to develop and implement an action plan that advances diversity,
5 equity, and inclusion and environmental justice in Puget Sound
6 recovery efforts.

7 (4) \$100,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$100,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the Puget Sound partnership
10 to perform coordination and monitoring related to Puget Sound kelp
11 conservation and recovery.

12 (5) \$250,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$250,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the Puget Sound partnership
15 to implement shipping noise-reduction initiatives and monitoring
16 programs in the Puget Sound, in coordination with Canadian and United
17 States authorities. The partnership must contract with Washington
18 Maritime Blue in order to establish and administer the quiet sound
19 program to better understand and reduce the cumulative effects of
20 acoustic and physical disturbance from large commercial vessels on
21 southern resident orcas throughout their range in Washington state.
22 Washington Maritime Blue will support a quiet sound advisory
23 committee that should include relevant federal and state agencies,
24 ports, industry, research institutions, and nongovernmental
25 organizations and consult early and often with relevant federally
26 recognized tribes.

27 (6) \$393,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$295,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the implementation of
30 Engrossed Second Substitute Senate Bill No. 5141 (environmental
31 justice task force recommendations). (~~If the bill is not enacted by
32 June 30, 2021, the amounts provided in this subsection shall lapse.~~)

33 (7) \$2,576,000 of the general fund—state appropriation for fiscal
34 year 2023 is provided solely to update local watershed salmon
35 recovery chapters to reflect best available science on a regular
36 basis, support scientific investigations to advance salmon recovery,
37 increase collaboration and address barriers to Puget Sound salmon
38 recovery, integrate data on salmon recovery into the Puget Sound
39 online reporting platform, and track progress across the region.

1 **Sec. 310.** 2021 c 334 s 310 (uncodified) is amended to read as
2 follows:

3 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

4	General Fund—State Appropriation (FY 2022)	((\$134,520,000))
5		<u>\$228,617,000</u>
6	General Fund—State Appropriation (FY 2023)	((\$153,194,000))
7		<u>\$140,305,000</u>
8	General Fund—Federal Appropriation	((\$42,668,000))
9		<u>\$52,458,000</u>
10	General Fund—Private/Local Appropriation	((\$3,161,000))
11		<u>\$3,189,000</u>
12	Forest Development Account—State Appropriation	((\$53,180,000))
13		<u>\$55,317,000</u>
14	ORV and Nonhighway Vehicle Account—State	
15	Appropriation	((\$7,063,000))
16		<u>\$7,376,000</u>
17	Surveys and Maps Account—State Appropriation	((\$2,131,000))
18		<u>\$2,236,000</u>
19	Aquatic Lands Enhancement Account—State	
20	Appropriation	((\$8,641,000))
21		<u>\$9,130,000</u>
22	Resource Management Cost Account—State Appropriation	((\$108,931,000))
23		<u>\$113,723,000</u>
24	Surface Mining Reclamation Account—State	
25	Appropriation	((\$4,141,000))
26		<u>\$4,290,000</u>
27	Disaster Response Account—State Appropriation	((\$23,110,000))
28		<u>\$23,550,000</u>
29	((Contract Harvesting Revolving	
30	 Nonappropriated Account—State	
31	 Appropriation	\$186,000))
32	Forest and Fish Support Account—State Appropriation	((\$11,182,000))
33		<u>\$11,496,000</u>
34	Aquatic Land Dredged Material Disposal Site Account—	
35	State Appropriation	\$404,000
36	Natural Resources Conservation Areas Stewardship	
37	Account—State Appropriation	((\$46,000))
38		<u>\$285,000</u>
39	Forest Fire Protection Assessment Nonappropriated	

1	Account—State Appropriation.	\$191,000
2	State Forest Nursery Revolving Nonappropriated	
3	Account—State Appropriation.	\$75,000
4	Access Road Revolving Nonappropriated Account—State	
5	Appropriation.	\$233,000
6	Forest Practices Application Account—State	
7	Appropriation.	(\$1,978,000)
8		<u>\$2,083,000</u>
9	Air Pollution Control Account—State Appropriation.	(\$895,000)
10		<u>\$907,000</u>
11	Forest Health Revolving Nonappropriated Account—	
12	State Appropriation.	\$240,000
13	Model Toxics Control Operating Account—State	
14	Appropriation.	(\$21,407,000)
15		<u>\$14,492,000</u>
16	<u>Wildfire Response, Forest Restoration, and Community</u>	
17	<u>Resilience Account—State Appropriation.</u>	<u>\$87,107,000</u>
18	NOVA Program Account—State Appropriation.	(\$779,000)
19		<u>\$807,000</u>
20	Derelict Vessel Removal Account—State Appropriation.	(\$1,997,000)
21		<u>\$2,032,000</u>
22	Community Forest Trust Account—State Appropriation.	\$52,000
23	Agricultural College Trust Management Account—State	
24	Appropriation.	(\$3,171,000)
25		<u>\$4,042,000</u>
26	Natural Resources Federal Lands Revolving	
27	Nonappropriated Account—State Appropriation.	\$16,000
28	<u>Contract Harvesting Revolving Nonappropriated</u>	
29	<u>Account—State Appropriation.</u>	<u>\$186,000</u>
30	TOTAL APPROPRIATION.	(\$583,592,000)
31		<u>\$764,839,000</u>

32 The appropriations in this section are subject to the following
33 conditions and limitations:

34 (1) \$1,857,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$1,857,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for the department to carry out
37 the forest practices adaptive management program pursuant to RCW
38 76.09.370 and the May 24, 2012, settlement agreement entered into by
39 the department and the department of ecology. Scientific research

1 must be carried out according to the master project schedule and work
2 plan of cooperative monitoring, evaluation, and research priorities
3 adopted by the forest practices board.

4 (2) (~~(\$55,791,000)~~) \$43,316,000 of the general fund—state
5 appropriation for fiscal year 2022 and (~~(\$74,632,000)~~) \$87,107,000 of
6 the (~~general fund—state appropriation for fiscal year 2023~~)
7 wildfire response, forest restoration, and community resilience
8 account—state appropriation are provided solely for the
9 implementation of Second Substitute House Bill No. 1168 (long-term
10 forest health). (~~If the bill is not enacted by June 30, 2021, the~~
11 ~~amounts provided in this subsection shall lapse.~~)

12 (3) \$873,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$1,816,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the implementation of
15 Engrossed Second Substitute House Bill No. 1216 (urban and community
16 forestry). (~~If the bill is not enacted by June 30, 2021, the amounts~~
17 ~~provided in this subsection shall lapse.~~)

18 (4) \$176,000 of the forest development account—state
19 appropriation, \$164,000 of the aquatic lands enhancement account—
20 state appropriation, \$377,000 of the resource management cost account
21 —state appropriation, and \$22,000 of the agricultural college trust
22 management account—state appropriation are provided solely for the
23 implementation of Substitute House Bill No. 1355 (noxious weeds).
24 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
25 ~~in this subsection shall lapse.~~)

26 (5) \$12,000 of the aquatic lands enhancement account—state
27 appropriation and \$10,000 of the resource management cost account—
28 state appropriation are provided solely for the implementation of
29 Engrossed Second Substitute House Bill No. 1382 (salmon recovery
30 projects). (~~If the bill is not enacted by June 30, 2021, the amounts~~
31 ~~provided in this subsection shall lapse.~~)

32 (6) \$1,000,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$1,000,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for the small forest landowner
35 office, in order to restore staffing capacity reduced during the
36 great recession and to support small forest landowners, including
37 assistance related to forest and fish act regulations.

38 (7) \$1,583,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$1,515,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for deposit into the
2 agricultural college trust management account and are provided solely
3 to manage approximately 70,700 acres of Washington State University's
4 agricultural college trust lands.

5 (8) (~~(\$20,668,000)~~) \$116,941,000 of the general fund—state
6 appropriation for fiscal year 2022, \$20,668,000 of the general fund—
7 state appropriation for fiscal year 2023, and \$16,050,000 of the
8 disaster response account—state appropriation are provided solely for
9 emergency response, including fire suppression. The department shall
10 provide a monthly report to the office of financial management and
11 the appropriate fiscal and policy committees of the legislature with
12 an update of fire suppression costs incurred and the number and type
13 of wildfires suppressed. (~~The amounts provided in this subsection
14 may not be used to fund the department's indirect and administrative
15 expenses. The department's indirect and administrative costs shall be
16 allocated among its remaining accounts and appropriations.~~)

17 (9) \$5,500,000 of the forest and fish support account—state
18 appropriation is provided solely for outcome-based performance
19 contracts with tribes to participate in the implementation of the
20 forest practices program. Contracts awarded may only contain indirect
21 costs set at or below the rate in the contracting tribe's indirect
22 cost agreement with the federal government. Of the amount provided in
23 this subsection, \$500,000 is contingent upon receipts under RCW
24 82.04.261 exceeding eight million dollars per biennium. If receipts
25 under RCW 82.04.261 are more than eight million dollars but less than
26 eight million five hundred thousand dollars for the biennium, an
27 amount equivalent to the difference between actual receipts and eight
28 million five hundred thousand dollars shall lapse.

29 (10) Consistent with the recommendations of the *Wildfire*
30 *Suppression Funding and Costs (18-02)* report of the joint legislative
31 audit and review committee, the department shall submit a report to
32 the governor and legislature by December 1, 2021, and December 1,
33 2022, describing the previous fire season. At a minimum, the report
34 shall provide information for each wildfire in the state, including
35 its location, impact by type of land ownership, the extent it
36 involved timber or range lands, cause, size, costs, and cost-share
37 with federal agencies and nonstate partners. The report must also be
38 posted on the agency's website.

1 (11) \$4,206,000 of the aquatic land enhancement account—state
2 appropriation is provided solely for the removal of creosote pilings
3 and debris from the marine environment and to continue monitoring
4 zooplankton and eelgrass beds on state-owned aquatic lands managed by
5 the department. Actions will address recommendations to recover the
6 southern resident orca population and to monitor ocean acidification
7 as well as help implement the Puget Sound action agenda.

8 (12) \$448,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$448,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for the department to coordinate
11 with the Olympic natural resources center to study emerging ecosystem
12 threats such as Swiss needlecast disease, conduct field trials for
13 long-term ecosystem productivity and T3 watershed experiments, and
14 engage stakeholders through learning-based collaboration. The
15 department may retain up to \$30,000 in one fiscal year to conduct
16 Swiss needlecast surveys.

17 (13) \$185,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$185,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for compensation to the trust
20 beneficiaries and department for lost revenue from leases to amateur
21 radio operators who use space on the department managed radio towers
22 for their equipment. The department is authorized to lease sites at
23 the rate of up to one hundred dollars per year, per site, per lessee.
24 The legislature makes this appropriation to fulfill the remaining
25 costs of the leases at market rate per RCW 79.13.510.

26 (14) The appropriations in this section include sufficient
27 funding for the department to review its burn permit fee schedule,
28 and to develop options and recommendations on changes to the fee
29 schedule to meet the requirement in RCW 70A.15.5020. The agency must
30 report on options and recommendations to the office of financial
31 management and the appropriate committees of the legislature by
32 September 1, 2021.

33 (15) \$569,000 of the model toxics control operating account—state
34 appropriation is provided solely to implement recommendations in the
35 aerial herbicides in forestlands report submitted to the legislature
36 in December 2019 from the aerial herbicide application working group.
37 Specific work will include researching alternatives to chemicals for
38 control of unwanted competing vegetation, compliance monitoring of

1 aerial herbicides application, and updating the pesticide board
2 manual.

3 (16) \$925,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$779,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the department to undertake
6 geologic research to understand the geology and hydrology of the
7 Columbia basin with regard to geothermal and groundwater resources.
8 Funding must also be used for outreach and education to industries
9 and regional communities to increase awareness of underground
10 resources, how to access and use them, and the regulatory processes
11 for doing so.

12 (17) \$77,000 of the general fund—state appropriation for fiscal
13 year 2022, \$90,000 of the general fund—state appropriation for fiscal
14 year 2023, \$82,000 of the forest development account—state
15 appropriation, \$10,000 of the ORV and nonhighway vehicle account—
16 state appropriation, \$19,000 of the aquatic lands enhancement account
17 —state appropriation, \$189,000 of the resource management cost
18 account—state appropriation, \$7,000 of the surface mining reclamation
19 account—state appropriation, \$9,000 of the forest and fish support
20 account—state appropriation, \$43,000 of the forest fire protection
21 assessment nonappropriated account—state appropriation, \$13,000 of
22 the state forest nursery revolving nonappropriated account—state
23 appropriation, \$45,000 of the access road revolving nonappropriated
24 account—state appropriation, \$26,000 of the forest health revolving
25 nonappropriated account—state appropriation, and \$9,000 of the model
26 toxics control operating account—state appropriation are provided
27 solely for the department to move its data center currently located
28 in the natural resources building to the state data center located in
29 the Jefferson building as required by office of the chief information
30 officer policy 184 and RCW 43.105.375. Funding is subject to the
31 conditions, limitations, and review requirements of section 701 of
32 this act.

33 (18) \$466,000 of the general fund—state appropriation for fiscal
34 year 2022, \$125,000 of the general fund—state appropriation for
35 fiscal year 2023, \$364,000 of the forest development account—state
36 appropriation, \$254,000 of the aquatic lands enhancement account—
37 state appropriation, \$754,000 of the resource management cost account
38 —state appropriation, \$27,000 of the surface mining reclamation
39 account—state appropriation, \$186,000 of the contract harvesting

1 revolving nonappropriated account—state appropriation, \$148,000 of
2 the forest fire protection assessment nonappropriated account—state
3 appropriation, \$62,000 of the state forest nursery revolving
4 nonappropriated account—state appropriation, \$188,000 of the access
5 road revolving nonappropriated account—state appropriation, \$214,000
6 of the forest health revolving nonappropriated account—state
7 appropriation, and \$16,000 of the natural resources federal lands
8 revolving nonappropriated account—state appropriation are provided
9 solely for the department to replace the NatureE revenue and leasing
10 administration system and integrate with the new One Washington
11 financial system. Funding is subject to the conditions, limitations,
12 and review requirements of section 701 of this act.

13 (19)(a) \$500,000 of the general fund—state appropriation for
14 fiscal year 2022 and \$500,000 of the general fund—state appropriation
15 for fiscal year 2023 are provided solely for the department to
16 maintain existing administrative facility infrastructure operated by
17 the six regions of the department.

18 (b) The department's allocation of this appropriation and
19 existing expenditure authority in certain other funds will be spread
20 equitably across agency funds based on a model of positions by
21 program or activity that utilize existing facility spaces within the
22 agency's operating regions. The remaining costs at each site will
23 remain the burden of existing management fund distribution.
24 Department allocation of funds in this appropriation will be
25 trackable by region and by project code.

26 (c) This appropriation is provided solely for the maintenance of
27 existing administrative infrastructure, inclusive of ordinary
28 maintenance, preventive maintenance, and maintenance services and
29 inspections, minor repairs, system component replacement, and the
30 delivery of utility and facility services.

31 (d) The department must provide a comparison of quarterly agency
32 allotments and expenditures relating to this subsection, including a
33 summary of the maintenance work for all regional facilities subject
34 to this section to the office of financial management beginning in
35 October 2021.

36 (20) \$175,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$175,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for the department to implement
39 a pilot project to evaluate the costs and benefits of marketing and

1 selling specialty forest products including cedar salvage, alder, and
2 other hardwood products. The pilot project must include: Identifying
3 suitable areas for hardwood or cedar sales within the administrative
4 areas of the Olympic and Pacific Cascade regions, preparing and
5 conducting sales, and evaluating the costs and benefits from
6 conducting the sales.

7 (a) The pilot project must include an evaluation that:

8 (i) Determines if revenues from the sales are sufficient to cover
9 the costs of preparing and conducting the sales;

10 (ii) Identifies and evaluates factors impacting the sales,
11 including regulatory constraints, staffing levels, or other
12 limitations;

13 (iii) Compares the specialty sales to other timber sales that
14 combine the sale of cedar and hardwoods with other species;

15 (iv) Evaluates the bidder pool for the pilot sales and other
16 factors that impact the costs and revenues received from the sales;
17 and

18 (v) Evaluates the current and future prices and market trends for
19 cedar salvage and hardwood species.

20 (b) The department must work with affected stakeholders and
21 report to the appropriate committees of the legislature with the
22 results of the pilot project and make recommendation for any changes
23 to statute by June 30, 2023.

24 (21) \$112,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$60,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the implementation of
27 Engrossed Senate Bill No. 5158 (utility wildland fire cmte.). (~~If~~
28 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
29 ~~this subsection shall lapse.~~)

30 (22) \$407,000 of the general fund—state appropriation for fiscal
31 year 2022 is provided solely for the department to complete
32 development of a programmatic safe harbor agreement, and the
33 associated environmental analysis and draft enrollment language for
34 inclusion in the forest practices rules. Within the amount provided
35 in this subsection, the department must provide \$182,000 to the
36 department of fish and wildlife to assist in the development of the
37 programmatic safe harbor agreement. The department must provide a
38 report to the appropriate committees of the legislature by December

1 15, 2021, on the status of the rule making and the resources needed
2 to implement the rule effective October 1, 2022.

3 (23) Within amounts appropriated in this section, the department
4 on behalf of the forest practices board must provide an update to the
5 natural resource policy committees of the legislature on the progress
6 of its projects, including progress made to address recommendations
7 from the 2021 state auditor's report on the adaptive management
8 program, by December 1, 2021, and December 1, 2022.

9 (24) \$100,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$150,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for the department to grant to
12 local law enforcement agencies to assist in enforcing vessel
13 registration laws. Funding is also provided for a pilot recycling
14 project with a nonprofit maritime education center that has the
15 capacity to coordinate with a local port and local businesses that
16 can accommodate vessel waste material.

17 (25) Within amounts appropriated in this section, the department,
18 acting in its capacity as the agency responsible for implementing
19 Washington state's section 10 permit under the endangered species act
20 for aquatic species, and for ensuring maintenance of clean water act
21 assurances granted by the department of ecology, must report to the
22 legislature by no later than June 30, 2022, on the status of forest
23 practices board activities related to: (a) Permanent water typing
24 rulemaking and associated board manual development and (b) rulemaking
25 and associated board manual development regarding the protection of
26 type N streams.

27 (26) Within amounts appropriated in this section, the department,
28 in collaboration with motorized and nonmotorized outdoor recreation
29 stakeholders, must submit to the appropriate committees of the
30 legislature recommendations for the use of NOVA account
31 appropriations, by September 30, 2022.

32 (27) \$2,336,000 of the general fund—state appropriation for
33 fiscal year 2022 and \$1,591,000 of the general fund—state
34 appropriation for fiscal year 2023 are provided solely for the
35 implementation of Engrossed Second Substitute Senate Bill No. 5141
36 (environmental justice task force recommendations). (~~If the bill is~~
37 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
38 ~~shall lapse.~~)

1 (28) (~~(\$180,000)~~) \$34,000 of the general fund—state appropriation
2 for fiscal year 2022 and (~~(\$4,000)~~) \$8,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for the
4 implementation of Second Substitute Senate Bill No. 5253 (pollinator
5 health). (~~If the bill is not enacted by June 30, 2021, the amounts~~
6 ~~provided in this subsection shall lapse.~~)

7 (29) (~~(\$34,000)~~) \$180,000 of the general fund—state appropriation
8 for fiscal year 2022 and (~~(\$8,000)~~) \$4,000 of the general fund—state
9 appropriation for fiscal year 2023 are provided solely for the
10 implementation of Engrossed Substitute Senate Bill No. 5452
11 (electric-assisted bicycles). (~~If the bill is not enacted by June~~
12 ~~30, 2021, the amounts provided in this subsection shall lapse.~~)

13 (30) \$1,765,000 of the general fund—state appropriation for
14 fiscal year 2023 is provided solely for the department to:

15 (a) Replace the statewide forest practices permit database
16 system. Funding is subject to the conditions, limitations, and review
17 requirements of section 701 of this act; and

18 (b) Provide a recommendation for ways that the forest products
19 industry could help cover the cost of the new forest practice online
20 system. The recommendation must include proposed changes to the fees
21 that are paid for forest practice applications and notifications, as
22 well as a description and table that illustrates the operating costs
23 of the program and how those costs are covered by fund source
24 including fee revenue. The recommendation must be reported to the
25 fiscal committees of the legislature by December 1, 2021, and may be
26 included as a decision package to the office of financial management
27 for consideration in the governor's proposed 2022 supplemental
28 operating budget.

29 (31) \$225,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$225,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the department to implement
32 a pilot project to evaluate the costs and benefits of entering into
33 such stewardship agreements with individual neighboring landowners
34 who would take on the responsibility for protecting small segments of
35 shared boundary with department managed lands. The pilot project must
36 include identifying the legal limits and bounds of such stewardship
37 agreements, identifying suitable areas, preparing and entering into
38 shared stewardship agreements, and evaluating the costs and benefits
39 of these agreements.

1 (a) The pilot project evaluation must include:

2 (i) A determination of an appropriate mechanism for the sale of
3 valuable materials from state trust lands harvested under a
4 stewardship agreement;

5 (ii) Identification of regulatory constraints, staffing levels
6 necessary to administer a statewide program, and other limitations;
7 and

8 (iii) Identification of legal risk and insurance and
9 indemnification requirements that may be necessary on the part of
10 private individuals entering into these agreements.

11 (b) The pilot project must include agreements on at least the
12 Teanaway or Klickitat Community Forests and on state trust lands in
13 the vicinity of the town of Darrington, Washington. The department of
14 natural resources must work with affected stakeholders and report to
15 the appropriate committees of the legislature with the results of the
16 pilot project and any recommendations for changes and statewide
17 implementation by July 1, 2023.

18 (32) \$134,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$134,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the department to grant non-
21 tribal outcome-based performance participation grants for
22 implementation of the forest practices adaptive management program.
23 Of the amounts provided in this subsection, \$54,000 per fiscal year
24 is provided for grants to the Washington farm forestry association
25 and \$80,000 per fiscal year is provided for grants to the Washington
26 state association of counties.

27 (33) \$488,000 of the general fund—state appropriation for fiscal
28 year 2023 is provided solely for implementation of chapter 316, Laws
29 of 2021 (climate commitment act).

30 (34) \$3,481,000 of the general fund—state appropriation for
31 fiscal year 2023 is provided solely for the department to collect and
32 refresh statewide lidar data.

33 (35) Within amounts appropriated in this section, the department
34 must improve performance of the forest practices adaptive management
35 program by implementing recommendations made by the state auditor's
36 office in its January 2021 performance audit of the program.

37 (36) \$450,000 of the general fund—state appropriation for fiscal
38 year 2023 is provided solely for the department to conduct a targeted
39 analysis of the current and projected impact from drought and

1 opportunities for drought resilience on department owned and managed
2 uplands and agricultural lands.

3 (37) \$5,000,000 of the general fund—state appropriation for
4 fiscal year 2023 is provided solely for the department to purchase
5 easements under the forestry riparian easement program, pursuant to
6 RCW 76.13.120.

7 (38) \$1,149,000 of the general fund—state appropriation for
8 fiscal year 2023 is provided solely for the implementation of Second
9 Substitute Senate Bill No. 5619 (kelp & eelgrass conservation). If
10 the bill is not enacted by June 30, 2022, the amount provided in this
11 subsection shall lapse.

12 (39) \$500,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for the natural heritage program to
14 reduce the backlog of heritage information that needs to be recorded
15 and documented and any other measures needed to make the information
16 accessible.

17 (40) \$5,000,000 of the general fund—state appropriation for
18 fiscal year 2023 is provided solely for the department to reduce the
19 maintenance backlog on state-owned recreation lands and facilities.

20 (41) \$200,000 of the general fund—state appropriation for fiscal
21 year 2023 is provided solely for the department to continue convening
22 the work group pertaining to making improvements to the trust land
23 transfer program. Of the amount provided in this subsection, up to
24 \$75,000 may be used for completing a trust land transfer project in
25 Jefferson county.

26 (42) \$3,000,000 of the general fund—state appropriation for
27 fiscal year 2023 is provided solely for the department to provide a
28 grant to a nonprofit organization that will offer environmental
29 education and career development skills training in nature for youth
30 and young adults from south King county.

31 (43) \$476,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided solely for the department to implement the
33 provisions of Engrossed Second Substitute Senate Bill No. 5803
34 (wildfire/electric utilities). If the bill is not enacted by June 30,
35 2022, the amount provided in this subsection shall lapse.

36 (44) The appropriations in this section include sufficient
37 funding for the department to implement the provisions of Substitute
38 Senate Bill No. 5961 (biochar).

1 (45) (a) \$20,000,000 of the general fund—state appropriation for
2 fiscal year 2023 is provided solely for the department to purchase
3 state forestland, as described in RCW 79.22.010, to benefit counties
4 who have lost revenue from existing state forestlands encumbered by
5 wildlife species listed as endangered or threatened by the federal
6 endangered species act. The department must transfer the appropriated
7 amount into the natural resources real property replacement account
8 in accordance with RCW 79.17.210 to purchase state forestlands.

9 (b) Of the amounts provided in this subsection:

10 (i) \$10,000,000 must be used to purchase state forestland for the
11 benefit of Clallam county and Jefferson county; and

12 (ii) \$10,000,000 must be used to purchase state forestland for
13 the benefit of Pacific county, Skamania county, and Wahkiakum county.

14 (c) The purchased forestlands shall be owned and managed by the
15 department as state forestlands and shall be placed in trust for the
16 benefit of the counties. The purchase of these state forestlands is
17 not limited to lands within the geographic bounds of the counties
18 listed in this subsection.

19 (d) The purchase of state forestlands must be made in concurrence
20 with the Washington state association of counties before a
21 transaction is finalized.

22 (e) The department shall work with the Washington state
23 association of counties to determine if any statutory changes are
24 necessary to address issues regarding beneficiary revenue
25 distribution or any other fiscal matters related to state
26 forestlands. The department and the Washington state association of
27 counties shall report to the legislature on any needed statutory
28 changes by December 31, 2022.

29 (46) \$2,000,000 of the general fund—state appropriation for
30 fiscal year 2023 is provided solely for an increase in the Puget
31 Sound corp program to employ work crews statewide to carry out
32 aquatic recreation, natural areas, resource protection, and urban
33 forestry projects.

34 **Sec. 311.** 2021 c 334 s 311 (uncodified) is amended to read as
35 follows:

36 **FOR THE DEPARTMENT OF AGRICULTURE**

37 General Fund—State Appropriation (FY 2022). (~~(\$21,046,000)~~)
38 \$59,691,000

1	General Fund—State Appropriation (FY 2023).	((\$20,632,000))
2		<u>\$69,055,000</u>
3	General Fund—Federal Appropriation.	((\$35,878,000))
4		<u>\$40,611,000</u>
5	General Fund—Private/Local Appropriation.	\$193,000
6	Aquatic Lands Enhancement Account—State	
7	Appropriation.	((\$2,692,000))
8		<u>\$2,740,000</u>
9	Water Quality Permit Account—State Appropriation.	\$73,000
10	Model Toxics Control Operating Account—State	
11	Appropriation.	((\$9,410,000))
12		<u>\$9,553,000</u>
13	Dedicated Marijuana Account—State Appropriation	
14	(FY 2022).	((\$621,000))
15		<u>\$628,000</u>
16	Dedicated Marijuana Account—State Appropriation	
17	(FY 2023).	((\$627,000))
18		<u>\$635,000</u>
19	Northeast Washington Wolf-Livestock Management	
20	Nonappropriated Account—State Appropriation.	((\$952,000))
21		<u>\$1,042,000</u>
22	Coronavirus State Fiscal Recovery Fund—Federal	
23	Appropriation.	((\$90,000,000))
24		<u>\$90,009,000</u>
25	TOTAL APPROPRIATION.	((\$182,124,000))
26		<u>\$274,230,000</u>

27 The appropriations in this section are subject to the following
28 conditions and limitations:

29 (1) \$45,000,000 of the coronavirus state fiscal recovery fund—
30 federal appropriation is provided solely to develop a state
31 alternative to the United States department of agriculture farmers to
32 families food box program and provide resources for hunger relief
33 organizations, including organizations that serve BIPOC and other
34 socially disadvantaged communities.

35 (2) \$5,000,000 of the coronavirus state fiscal recovery fund—
36 federal appropriation is provided solely for the farm-to-school
37 program under RCW 15.64.060.

38 (3) \$8,000,000 of the coronavirus state fiscal recovery fund—
39 federal appropriation is provided solely for local food system

1 infrastructure and market access grants, prioritized for women,
2 minority, and small business owners.

3 (4) \$9,000,000 of the coronavirus state fiscal recovery fund—
4 federal appropriation is provided solely for a grant program to
5 improve food supply chain infrastructure and market access for farms,
6 food processors, and food distributors.

7 (5) (a) \$90,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$90,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the department to coordinate
10 with the office of equity, the conservation commission,
11 underrepresented farmers and ranchers, organizations that represent
12 historically underrepresented farmers and ranchers, farmworkers, and
13 labor advocates to:

14 (i) Ensure inclusion of historically underrepresented farmers and
15 ranchers in the agricultural industry;

16 (ii) Evaluate related boards, commissions, and advisory panels to
17 ensure inclusion of historically underrepresented farmers and
18 ranchers;

19 (iii) Include historically underrepresented farmers and ranchers
20 in the development, implementation, and enforcement of food and
21 agriculture laws, rules, regulations, policies, and programs; and

22 (iv) Consider ways to increase engagement in agricultural
23 education and workforce development opportunities by communities who
24 have been historically underrepresented in agriculture.

25 (b) The department must report to the governor and legislature,
26 in accordance with RCW 43.01.036, by October 31, 2022, on its
27 activities and efforts to include historically underrepresented
28 farmers and ranchers. The report must describe the department's
29 efforts to serve historically underrepresented farmers and ranchers,
30 identify existing gaps and financial barriers to land ownership and
31 obtaining equipment, and must include recommendations to improve
32 outreach to and services for historically underrepresented farmers
33 and ranchers.

34 (6) (~~(\$203,000)~~) \$4,936,000 of the general fund—state
35 appropriation for fiscal year 2022 and (~~(\$203,000)~~) \$938,000 of the
36 general fund—state appropriation for fiscal year 2023 are provided
37 solely for implementing a Japanese beetle monitoring and eradication
38 program in central Washington.

1 (7) \$6,105,445 of the general fund—state appropriation for fiscal
2 year 2022, \$6,105,905 of the general fund—state appropriation for
3 fiscal year 2023, and \$23,000,000 of the coronavirus state fiscal
4 recovery fund—federal appropriation are provided solely for
5 implementing the emergency food assistance program as defined in RCW
6 43.23.290.

7 (8) \$170,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$170,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely to continue a shellfish
10 coordinator position. The shellfish coordinator assists the industry
11 with complying with regulatory requirements and will work with
12 regulatory agencies to identify ways to streamline and make more
13 transparent the permit process for establishing and maintaining
14 shellfish operations.

15 (9) \$194,000 of the general fund—state appropriation for fiscal
16 year 2022, \$194,000 of the general fund—state appropriation for
17 fiscal year 2023, and \$1,134,000 of the general fund—federal
18 appropriation are provided solely for implementing a Vespa mandarinia
19 eradication program.

20 (10) (~~(\$952,000)~~) \$1,042,000 of the northeast Washington wolf-
21 livestock management nonappropriated account—state appropriation is
22 provided solely for the department to conduct the following:

23 (a) Fund the northeast Washington wolf-livestock management grant
24 program as provided in RCW 16.76.020, at \$432,000 for fiscal year
25 2022 and fiscal year 2023. Funds from the grant program must be used
26 only for the deployment of nonlethal deterrence, specifically with
27 the goal to reduce the likelihood of cattle being injured or killed
28 by wolves by deploying proactive, preventative methods that have a
29 good probability of producing effective results. Grant proposals will
30 be assessed partially on this intent. Grantees who use funds for
31 range riders or herd monitoring must deploy this tool in a manner so
32 that targeted areas with cattle are visited daily or near daily.
33 Grantees must collaborate with other entities providing prevention
34 efforts resulting in coordinated wolf-livestock conflict deterrence
35 efforts, both temporally and spatially, therefore providing well-
36 timed and placed preventative coverage on the landscape. The
37 department retains the final decision-making authority over
38 disbursement of funds. Annual reports from grantees will be assessed

1 for how well grant objectives were met and used to decide whether
2 future grant funds will be awarded to past grantees.

3 (b) Contract with the northeast Washington wolf-cattle
4 collaborative, a nonprofit organization, for \$320,000 for fiscal year
5 2022 and fiscal year 2023 for range riders to conduct proactive
6 deterrence activities with the goal to reduce the likelihood of
7 cattle being injured or killed by wolves. The contract must provide
8 that the organization share all relevant information with the
9 department of fish and wildlife in a timely manner to aid in wolf
10 management decisions. Additionally, range riders must document their
11 activities with geo-referenced photo points and provide written
12 description of their efforts to the department of fish and wildlife
13 by December 31, 2021, and December 31, 2022. Work is to be conducted
14 solely on United States forest service grazing allotments and
15 adjoining private lands in the Kettle mountains in Ferry county. This
16 includes an area from the northern boundary of the Colville
17 Confederated Tribes reservation, west of the Columbia river north to
18 state route 20, and then west of United States route 395 to the
19 Canadian border, and from the northern boundary of the Colville
20 Confederated Tribes reservation east of state highway 21 to the
21 Canadian border. Also included are federal grazing allotments and
22 adjoining private lands in the Vulcan mountain area, an area which is
23 north of the Kettle river where it enters the United States at
24 Midway, British Columbia and leaves the United States near Danville,
25 Washington.

26 (c) Within the amounts provided in this subsection, the
27 department must provide \$120,000 in fiscal year 2022 and \$80,000 in
28 fiscal year 2023 to the sheriffs offices of Ferry and Stevens
29 counties for providing a local wildlife specialist to aid the
30 department of fish and wildlife in the management of wolves in
31 northeast Washington.

32 (11) \$1,400,000 of the model toxics control operating account—
33 state appropriation is provided solely for research grants to assist
34 with development of an integrated pest management plan to find a
35 suitable replacement for imidacloprid to address burrowing shrimp in
36 Willapa bay and Grays harbor and facilitate continued shellfish
37 cultivation on tidelands. In selecting research grant recipients for
38 this purpose, the department must incorporate the advice of the
39 Willapa-Grays harbor working group formed from the settlement
40 agreement with the department of ecology signed on October 15, 2019.

1 Up to eight percent of the total amount provided may be used by the
2 departments of agriculture, commerce, ecology, and natural resources
3 to cover overhead expenses relating to their continued participation
4 in the working group for the 2021-2023 fiscal biennium.

5 (12) ~~((\$119,000))~~ \$323,000 of the general fund—state
6 appropriation for fiscal year 2022 and ~~((\$25,000))~~ \$477,000 of the
7 general fund—state appropriation for fiscal year 2023 are provided
8 solely for the implementation of Engrossed Second Substitute Senate
9 Bill No. 5141 (environmental justice task force recommendations).
10 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
11 in this subsection shall lapse.))~~

12 (13) \$78,000 of the general fund—state appropriation for fiscal
13 year 2022 and ~~((\$24,000))~~ \$276,000 of the general fund—state
14 appropriation for fiscal year 2023 are provided solely for the
15 implementation of Second Substitute Senate Bill No. 5253 (pollinator
16 health). ~~((If the bill is not enacted by June 30, 2021, the amounts
17 provided in this subsection shall lapse.))~~

18 (14) \$2,000,000 of the general fund—federal appropriation, not to
19 exceed the amount appropriated in section 11, chapter 3, Laws of
20 2021, that is unobligated at the end of fiscal year 2021, is provided
21 solely to assist hunger relief organizations to achieve food security
22 and is subject to the same terms and conditions as the appropriation
23 in section 11, chapter 3, Laws of 2021.

24 (15) \$168,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$168,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the department to assist
27 small and midsize farms and small and midsize processors in exploring
28 options to expand capacity for processing meat or meat and poultry
29 for sale and direct marketing efforts. In carrying out this duty, the
30 department must:

31 (a) Assist farms in complying with federal, state, and local
32 rules and regulations as they apply to direct marketing of meat and
33 poultry products;

34 (b) Assist in developing infrastructure including, but not
35 limited to, custom meat facilities and slaughter facilities inspected
36 by the United States department of agriculture as appropriate to
37 increase direct marketing opportunities for farms;

1 (c) Assist processors in complying with federal, state, and local
2 rules and regulations as they apply to processing meat and poultry
3 and the marketing of meat and poultry;

4 (d) Assist in developing, in consultation with Washington State
5 University extension, training opportunities or apprenticeship
6 opportunities for slaughterers or inspectors;

7 (e) Provide information on direct marketing opportunities for
8 farms;

9 (f) Identify and help reduce market barriers facing farms in
10 direct marketing;

11 (g) Identify and help reduce barriers facing processors in
12 operating slaughter facilities;

13 (h) Assist in developing and submitting proposals to grant
14 programs to assist farm direct marketing efforts; and

15 (i) Perform other functions that will assist farms in directly
16 marketing their meat and poultry products.

17 (16) \$1,832,000 of the general fund—state appropriation for
18 fiscal year 2022 and \$1,832,000 of the general fund—state
19 appropriation for fiscal year 2023 are provided solely for the
20 department, in consultation with the state conservation commission,
21 to develop a grant program to provide funding to conservation
22 districts or other entities to provide access to meat and poultry
23 processing and inspection. In addition to other funding needs to
24 provide access to meat and poultry processing and inspection, grant
25 funding may be used to establish a mobile slaughter unit or to
26 provide needed infrastructure to provide for the retail sale of meat
27 or poultry. The department must conduct outreach to gain input from
28 other entities, such as conservation districts, Washington State
29 University and the food policy forum in developing the grant program
30 described in this subsection.

31 (17) ~~(((\$152,000))~~ \$156,000 of the general fund—state
32 appropriation for fiscal year 2022 ~~((is))~~ and \$213,000 of the general
33 fund—state appropriation for fiscal year 2023 are provided solely for
34 implementation of Second Substitute Senate Bill No. 5192 (electric
35 vehicle equipment). ~~((If the bill is not enacted by June 30, 2021,~~
36 ~~the amount provided in this subsection shall lapse.))~~

37 (18) \$366,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$366,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely to support the department's

1 emergency management planning responsibilities related to
2 agricultural systems, radiological preparedness and response,
3 foodborne outbreaks, food security, and other emergency management
4 responsibilities.

5 (19) \$9,000 of the general fund—state appropriation for fiscal
6 year 2023 is provided solely for the implementation of Engrossed
7 Substitute Senate Bill No. 5544 (blockchain work group). If the bill
8 is not enacted by June 30, 2022, the amount provided in this
9 subsection shall lapse.

10 (20) \$790,000 of the general fund—state appropriation for fiscal
11 year 2023 is provided solely for the implementation of Substitute
12 Senate Bill No. 5699 (cannabis analysis labs). If the bill is not
13 enacted by June 30, 2022, the amount provided in this subsection
14 shall lapse.

15 (21) \$20,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely for the department to assist the hemp
17 industry with analysis and support for creating a hemp commission
18 proposal for the 2023 legislative session.

19 (22) \$200,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for the department to convene a
21 stakeholder task force to identify a pathway for hemp and hemp
22 extracts to be added to food as an ingredient and to frame statutory
23 proposals for consideration in the 2023 legislative session.

24 (23) \$250,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely for the department to support local and
26 regional markets and for agricultural infrastructure development in
27 southwest Washington.

28 (24) \$9,000 of the coronavirus state fiscal recovery fund—federal
29 appropriation is provided solely for implementation of Engrossed
30 Substitute Senate Bill No. 5974 (transportation resources). If the
31 bill is not enacted by June 30, 2022, the amount provided in this
32 subsection shall lapse.

(End of part)

PART IV
TRANSPORTATION

Sec. 401. 2021 c 334 s 401 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LICENSING

General Fund—State Appropriation (FY 2022)	((\$2,901,000))
	<u>\$3,004,000</u>
General Fund—State Appropriation (FY 2023)	((\$2,585,000))
	<u>\$2,846,000</u>
Architects' License Account—State Appropriation	((\$1,263,000))
	<u>\$1,374,000</u>
Real Estate Commission Account—State Appropriation	((\$13,532,000))
	<u>\$14,572,000</u>
Uniform Commercial Code Account—State Appropriation	((\$3,121,000))
	<u>\$3,249,000</u>
Real Estate Education Program Account—State Appropriation	\$276,000
Real Estate Appraiser Commission Account—State Appropriation	((\$1,876,000))
	<u>\$2,012,000</u>
Business and Professions Account—State Appropriation	((\$23,882,000))
	<u>\$25,906,000</u>
Real Estate Research Account—State Appropriation	\$415,000
Firearms Range Account—State Appropriation	\$74,000
<u>Funeral and Cemetery Account—State Appropriation</u>	<u>\$25,000</u>
Landscape Architects' License Account—State Appropriation	((\$80,000))
	<u>\$87,000</u>
Appraisal Management Company Account—State Appropriation	((\$256,000))
	<u>\$264,000</u>
Concealed Pistol License Renewal Notification Account—State Appropriation	\$140,000
Geologists' Account—State Appropriation	\$149,000
Derelict Vessel Removal Account—State Appropriation	\$33,000
TOTAL APPROPRIATION	((\$50,583,000))
	<u>\$54,426,000</u>

1 The appropriations in this section are subject to the following
2 conditions and limitations:

3 (1) \$140,000 of the concealed pistol license renewal notification
4 account—state appropriation and \$74,000 of the firearms range account
5 —state appropriation are provided solely to implement chapter 74,
6 Laws of 2017 (concealed pistol license).

7 (2) \$16,000 of the general fund—state appropriation for fiscal
8 year 2022, \$9,000 of the general fund—state appropriation for fiscal
9 year 2023, \$13,000 of the architects' license account—state
10 appropriation, \$121,000 of the real estate commission account—state
11 appropriation, \$22,000 of the uniform commercial code account—state
12 appropriation, \$16,000 of the real estate appraiser commission
13 account—state appropriation, and \$227,000 of the business and
14 professions account—state appropriation are provided solely for the
15 department to redesign and improve its online services and website,
16 and are subject to the conditions, limitations, and review
17 requirements of section 701 of this act.

18 (3) The department shall inventory all business and professions
19 fees and associated accounts including identification of all fees
20 paid into each account, the amount and timing of the last fee
21 increase, the estimated expenditures necessary to administer each fee
22 based program, and the projected fee changes necessary to ensure
23 positive account balances for each business and professions program
24 account. The projection should include the period beginning with the
25 2021-2023 fiscal biennium through the 2025-2027 biennium. A report to
26 the governor and legislature is due December 1, 2021.

27 (4) \$157,000 of the uniform commercial code account—state
28 appropriation is provided solely to implement Engrossed Substitute
29 Senate Bill No. 5355 (wage liens). (~~If the bill is not enacted by~~
30 ~~June 30, 2021, the amount provided in this subsection shall lapse.~~)

31 (5) \$267,000 of the real estate commission account—state
32 appropriation is provided solely to implement Substitute Senate Bill
33 No. 5378 (real estate broker renewal). (~~If the bill is not enacted~~
34 ~~by June 30, 2021, the amount provided in this subsection shall~~
35 ~~lapse.~~)

36 (6) \$808,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$551,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for the continued implementation

1 of the legacy firearms system until the modernization project is
2 completed.

3 (7) \$28,000 of the general fund—state appropriation for fiscal
4 year 2022 is provided solely to implement Substitute House Bill No.
5 1107 (nonresident vessel permit provisions). (~~If the bill is not~~
6 ~~enacted by June 30, 2021, the amount provided in this subsection~~
7 ~~shall lapse.~~)

8 (8) \$30,000 of the architects' license account—state
9 appropriation, \$297,000 of the real estate commission account—state
10 appropriation, \$50,000 of the real estate appraiser commission
11 account—state appropriation, and \$514,000 of the business and
12 professions account—state appropriation are provided solely for
13 implementation of House Bill No. 1399 (professional licensure/
14 convictions). (~~If the bill is not enacted by June 30, 2021, the~~
15 ~~amounts provided in this subsection shall lapse.~~)

16 **Sec. 402.** 2021 c 334 s 402 (uncodified) is amended to read as
17 follows:

18 **FOR THE WASHINGTON STATE PATROL**

19	General Fund—State Appropriation (FY 2022)	((\$59,974,000))
20		<u>\$66,660,000</u>
21	General Fund—State Appropriation (FY 2023)	((\$60,590,000))
22		<u>\$67,009,000</u>
23	General Fund—Federal Appropriation	((\$16,707,000))
24		<u>\$16,767,000</u>
25	General Fund—Private/Local Appropriation	\$3,091,000
26	Death Investigations Account—State Appropriation . . .	((\$7,906,000))
27		<u>\$8,813,000</u>
28	County Criminal Justice Assistance Account—State	
29	Appropriation	((\$4,533,000))
30		<u>\$4,626,000</u>
31	Municipal Criminal Justice Assistance Account—State	
32	Appropriation	((\$1,637,000))
33		<u>\$1,682,000</u>
34	Fire Service Trust Account—State Appropriation	\$131,000
35	Vehicle License Fraud Account—State Appropriation	\$119,000
36	Disaster Response Account—State Appropriation	((\$8,500,000))
37		<u>\$12,500,000</u>
38	Fire Service Training Account—State Appropriation . .	((\$12,297,000))

1		<u>\$12,509,000</u>
2	Model Toxics Control Operating Account—State	
3	Appropriation.	((\$567,000))
4		<u>\$592,000</u>
5	Fingerprint Identification Account—State	
6	Appropriation.	((\$12,617,000))
7		<u>\$12,991,000</u>
8	Dedicated Marijuana Account—State Appropriation	
9	(FY 2022).	\$2,423,000
10	Dedicated Marijuana Account—State Appropriation	
11	(FY 2023).	((\$2,423,000))
12		<u>\$2,793,000</u>
13	Washington Internet Crimes Against Children Account—	
14	State Appropriation.	\$1,000,000
15	TOTAL APPROPRIATION.	((\$194,515,000))
16		<u>\$213,706,000</u>

17 The appropriations in this section are subject to the following
18 conditions and limitations:

19 (1) ((~~\$8,500,000~~)) \$12,500,000 of the disaster response account—
20 state appropriation is provided solely for Washington state fire
21 service resource mobilization costs incurred in response to an
22 emergency or disaster authorized under RCW 43.43.960 through
23 43.43.964. The state patrol shall submit a report quarterly to the
24 office of financial management and the legislative fiscal committees
25 detailing information on current and planned expenditures from this
26 account. This work shall be done in coordination with the military
27 department.

28 (2) \$2,423,000 of the dedicated marijuana account—state
29 appropriation for fiscal year 2022 and \$2,423,000 of the dedicated
30 marijuana account—state appropriation for fiscal year 2023 are
31 provided solely for the Washington state patrol to partner with
32 multi-jurisdictional drug and gang task forces to detect, deter, and
33 dismantle criminal organizations involved in criminal activity
34 including diversion of marijuana from the legalized market and the
35 illicit production and distribution of marijuana and marijuana-
36 related products in Washington state.

37 (3) \$643,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$643,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for addressing a backlog of
2 toxicology tests in the toxicology laboratory.

3 (4) \$356,000 of the general fund—state appropriation for fiscal
4 year 2022, \$356,000 of the general fund—state appropriation for
5 fiscal year 2023, and \$298,000 of the death investigations account—
6 state appropriations are provided solely for increased supply and
7 maintenance costs for the crime laboratory division and toxicology
8 laboratory division.

9 (5) \$510,000 of the county criminal justice assistance account—
10 state appropriation is provided solely for the Washington state
11 patrol to support local police, sheriffs' departments, and
12 multiagency task forces in the prosecution of criminals. However, the
13 office of financial management must reduce the allotment of the
14 amount provided in this subsection if allotment of the full
15 appropriation will put the account into deficit.

16 (6) (a) \$700,000 of the fire service training account—state
17 appropriation is provided solely for the firefighter apprenticeship
18 training program.

19 (b) The joint apprenticeship training committee shall submit a
20 report to the fiscal committees of the legislature by December 1,
21 2022, describing how the funding appropriated in this section was
22 spent during the biennium. At a minimum, the report shall include
23 information about the number of individuals that completed the
24 training, the level of training or type of training being taught, the
25 total cost of training everyone through completion, the percentage of
26 passage rate for trainees, and the geographic location of the fire
27 department sponsoring the trainee.

28 (7) \$316,000 of the general fund—state appropriation for fiscal
29 year 2023 and \$1,000,000 of the Washington internet crimes against
30 children account—state appropriation are provided solely for the
31 missing and exploited children's task force within the patrol to help
32 prevent possible abuse to children and other vulnerable citizens from
33 sexual abuse.

34 (8) \$1,000 of the general fund—state appropriation for fiscal
35 year 2022 is provided solely for the implementation of Substitute
36 Senate Bill No. 5055 (law enforcement grievances), which changes
37 methods for selecting an arbitrator for labor disputes involving law
38 enforcement disciplinary matters. (~~(If the bill is not enacted by
39 June 30, 2021, the amounts provided in this subsection shall lapse.)~~)

1 (9) \$213,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$163,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the implementation of
4 Substitute House Bill No. 1223 (custodial interrogations). (~~If the~~
5 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
6 ~~subsection shall lapse.~~)

7 (10) \$1,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$1,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the implementation of
10 Engrossed Substitute House Bill No. 1054 (peace officer tactics and
11 equipment). (~~If the bill is not enacted by June 30, 2021, the~~
12 ~~amounts provided in this subsection shall lapse.~~)

13 (11) \$2,000 of the general fund—state appropriation for fiscal
14 year 2022 is provided solely for the implementation of Engrossed
15 Second Substitute House Bill No. 1310 (use of force). (~~If the bill~~
16 ~~is not enacted by June 30, 2021, the amount provided in this~~
17 ~~subsection shall lapse.~~)

18 (12) \$1,334,000 of the general fund—state appropriation for
19 fiscal year 2022 (~~is~~) and \$2,373,000 of the general fund—state
20 appropriation for fiscal year 2023 are provided solely for facility
21 and staff costs associated with construction of a second toxicology
22 laboratory facility in Federal Way. The Washington state patrol must
23 provide a report on the progress of the toxicology lab construction
24 semiannually to the fiscal committees of the legislature with a final
25 report due 90 days after completion of the project. The report must
26 include, but is not limited to:

27 (a) A detailed list of expenditures so far;

28 (b) A detailed list of expenditure yet to be made before the
29 completion of the project;

30 (c) An updated project timeline with expected end date; and

31 (d) Other project details that the Washington state patrol finds
32 important to relay.

33 (13) \$213,000 of the general fund—state appropriation for fiscal
34 year 2022 is provided solely for the Washington state patrol to
35 outsource death investigation cases to reduce the current backlog of
36 cases awaiting toxicology testing.

37 (14) \$1,320,000 of the general fund—state appropriation for
38 fiscal year 2023 is provided solely for an enhanced forensic
39 capabilities pilot program that provides expedited DNA technology and

1 forensic services to assist in the processing of crime scene
2 evidence, expediting investigative leads, and reducing the backlog of
3 other cases. (~~Prior to the purchase of the DNA technology and
4 forensic services for the pilot program, the Washington state patrol
5 must submit a plan to the legislature no later than December 31,
6 2021, that addresses the following operational issues of the
7 program:~~) To ensure readiness to proceed with implementation, the
8 Washington state patrol must identify needed resources, complete
9 prehiring, and develop a competitive procurement process by July 1,
10 2022. The Washington state patrol must complete a preliminary report
11 by December 2, 2022, describing major milestones and achievements of
12 the program to date and submit a final report to the appropriate
13 committees of the legislature by June 30, 2023. The preliminary
14 report must include but is not limited to the following:

15 (a) Protocols on the operation and use of the program while
16 maintaining civil liberties and protecting individual privacy;

17 (b) A description of how expedited DNA technology and forensic
18 services will tie into the current operations of the state patrol's
19 existing crime lab; and

20 (c) Details of how the Washington state patrol will protect
21 individual privacy and civil liberties in relation to the program
22 described in this subsection.

23 (15) \$313,000 of the general fund—state appropriation for fiscal
24 year 2023 is provided solely for additional diversity, equity, and
25 inclusion efforts, including contracting for external psychological
26 examinations and additional contracted independent consultant work
27 and oversight by the state office of equity. In coordination with the
28 state office of equity, the Washington state patrol must annually
29 update the diversity, equity, and inclusion strategic recruitment and
30 retention plan to reflect activities completed, new strategies, and
31 next steps.

32 (16) \$642,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely for the department to process the
34 backlog of court orders and dispositions. By June 30, 2023, the
35 department must provide a report to the appropriate legislative
36 committees that describes any continued staffing needs for this
37 purpose.

38 (17) \$370,000 of the dedicated marijuana account—state
39 appropriation for fiscal year 2023 is provided solely for the

1 implementation of Engrossed Second Substitute Senate Bill No. 5796
2 (cannabis revenue). If the bill is not enacted by June 30, 2022, the
3 amount provided in this subsection shall lapse.

(End of part)

PART V
EDUCATION

Sec. 501. 2021 c 334 s 501 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

General Fund—State Appropriation (FY 2022)	(((\$31,237,000)))
	<u>\$31,948,000</u>
General Fund—State Appropriation (FY 2023)	(((\$30,769,000)))
	<u>\$36,857,000</u>
General Fund—Federal Appropriation	(((\$105,917,000)))
	<u>\$106,368,000</u>
General Fund—Private/Local Appropriation	(((\$8,060,000)))
	<u>\$8,065,000</u>
Washington Opportunity Pathways Account—State Appropriation	(((\$265,000)))
	<u>\$268,000</u>
Dedicated Marijuana Account—State Appropriation (FY 2022)	\$520,000
Dedicated Marijuana Account—State Appropriation (FY 2023)	(((\$533,000)))
	<u>\$542,000</u>
Performance Audits of Government Account—State Appropriation	\$213,000
Workforce Education Investment Account—State Appropriation	(((\$3,812,000)))
	<u>\$7,421,000</u>
Elementary and Secondary School Emergency Relief III Account—Federal Appropriation	(((\$4,631,000)))
	<u>\$7,116,000</u>
TOTAL APPROPRIATION	(((\$185,957,000)))
	<u>\$199,318,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) BASE OPERATIONS AND EXPENSES OF THE OFFICE

(a) ((~~\$14,470,000~~)) \$15,181,000 of the general fund—state appropriation for fiscal year 2022 and ((~~\$14,486,000~~)) \$16,207,000 of the general fund—state appropriation for fiscal year 2023 are

1 provided solely for the operation and expenses of the office of the
2 superintendent of public instruction.

3 (i) The superintendent shall recognize the extraordinary
4 accomplishments of four students who have demonstrated a strong
5 understanding of the civics essential learning requirements to
6 receive the Daniel J. Evans civic education award.

7 (ii) Districts shall report to the office of the superintendent
8 of public instruction daily student unexcused absence data by school,
9 using a uniform definition of unexcused absence as established by the
10 superintendent.

11 (iii) By October 31st of each year, the office of the
12 superintendent of public instruction shall produce an annual status
13 report on implementation of the budget provisos in section 501,
14 chapter 415, Laws of 2019 and sections 515 and 522 of this act. The
15 status report of each proviso shall include, but not be limited to,
16 the following information: Purpose and objective, number of state
17 staff funded by the proviso, number of contractors, status of proviso
18 implementation, number of beneficiaries by year, list of
19 beneficiaries, a comparison of budgeted funding and actual
20 expenditures, other sources and amounts of funding, and proviso
21 outcomes and achievements.

22 (iv) The superintendent of public instruction, in consultation
23 with the secretary of state, shall update the program prepared and
24 distributed under RCW 28A.230.150 for the observation of temperance
25 and good citizenship day to include providing an opportunity for
26 eligible students to register to vote at school.

27 (v) Districts shall annually report to the office of the
28 superintendent of public instruction on: (A) The annual number of
29 graduating high school seniors within the district earning the
30 Washington state seal of biliteracy provided in RCW 28A.300.575; and
31 (B) the number of high school students earning competency-based high
32 school credits for world languages by demonstrating proficiency in a
33 language other than English. The office of the superintendent of
34 public instruction shall provide a summary report to the office of
35 the governor and the appropriate committees of the legislature by
36 December 1st of each year.

37 (vi) The office of the superintendent of public instruction shall
38 provide statewide oversight and coordination to the regional nursing
39 corps program supported through the educational service districts.

1 (vii) Within the amounts provided in this subsection (1)(a),
2 \$318,000 of the general fund—state appropriation for fiscal year 2022
3 and \$310,000 of the general fund—state appropriation for fiscal year
4 2023 are for 2.0 FTE to support multi-tiered systems of support
5 (MTSS) data management and implementation activities.

6 (viii) Within the amounts provided in this subsection (1)(a),
7 \$79,000 of the general fund—state appropriation for fiscal year 2022
8 is provided solely for a contract to assess the feasibility,
9 specifications, and cost estimates for full development and
10 implementation of a MTSS database.

11 (ix) Within the amounts provided in this subsection (1)(a),
12 \$53,000 of the general fund—state appropriation for fiscal year 2023
13 is provided solely for a contract with regional and/or national
14 experts to train the MTSS staff and staff from the center on the
15 improvement of student learning on MTSS implementation science and
16 evidence-based practices as distinct but complementary to the
17 Washington integrated student supports protocol.

18 (x) Within amounts provided in this subsection (1)(a), \$200,000
19 of the general fund—state appropriation for fiscal year 2023 is
20 provided solely for a climate science curriculum staff position
21 within the office of the superintendent of public instruction and to
22 integrate climate change content into the Washington state learning
23 standards across subject areas and grade levels. The office shall
24 develop materials and resources that accompany the updated learning
25 standards that encourage school districts to develop
26 interdisciplinary units focused on climate change that include
27 authentic learning experiences, that integrate a range of
28 perspectives, and that are action oriented.

29 (xi) By January 1, 2023, the office shall provide a report to the
30 office of the governor and the appropriate committees of the
31 legislature on transitional kindergarten programs. At a minimum, the
32 report must contain the following data from each school district
33 implementing a transitional kindergarten program:

34 (A) The early learning curriculum being used and what
35 assessments, teacher credentials, and competencies are required;

36 (B) The selection criteria and/or prioritization used for
37 enrollment;

38 (C) Methods used to cooperate and communicate with early learning
39 providers located within the school district boundary;

1 (D) Ways in which the school district is using transitional
2 kindergarten to improve inclusive services to children with
3 disabilities; and

4 (E) The family supports, connections, and language supports
5 provided to enrolled students.

6 (xii) Within the amounts provided in this subsection (1)(a),
7 \$50,000 of the general fund—state appropriation for fiscal year 2023
8 is provided solely for the office to provide an annual report to the
9 appropriate committees of the legislature and the office of the
10 governor beginning January 1, 2023, and on January 1st of each year
11 thereafter, on special education students receiving services outside
12 of the state of Washington. At a minimum, the report must contain the
13 following data:

14 (A) The number of Washington K-12 education students enrolled in
15 special education services that have been moved to out-of-state
16 facilities/schools to receive their Washington state funded
17 education;

18 (B) The district that had previously served each student prior to
19 relocation;

20 (C) The current location/facility where the student is now
21 enrolled and receiving services; and

22 (D) The annual cost, and the per pupil cost of each student
23 receiving services outside of the state.

24 (b) \$1,217,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$1,217,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for maintenance of the
27 apportionment system, including technical staff and the data
28 governance working group.

29 (c) \$494,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$494,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the implementation of
32 chapter 240, Laws of 2010, including staffing the office of equity
33 and civil rights.

34 (d) \$61,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$61,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for the ongoing work of the
37 education opportunity gap oversight and accountability committee.

38 (e) \$61,000 of the general fund—state appropriation for fiscal
39 year 2022 and (~~(\$61,000)~~) \$96,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for the
2 implementation of chapter 380, Laws of 2009 (enacting the interstate
3 compact on educational opportunity for military children).

4 (f) \$265,000 of the Washington opportunity pathways account—state
5 appropriation is provided solely for activities related to public
6 schools other than common schools authorized under chapter 28A.710
7 RCW.

8 (g) Within amounts appropriated in this section, the office of
9 the superintendent of public instruction and the state board of
10 education shall adopt a rule that the minimum number of students to
11 be used for public reporting and federal accountability purposes is
12 ten.

13 (h) \$123,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$123,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for implementation of chapter
16 163, Laws of 2012 (foster care outcomes). The office of the
17 superintendent of public instruction shall annually report each
18 December on the implementation of the state's plan of cross-system
19 collaboration to promote educational stability and improve education
20 outcomes of foster youth.

21 (i) \$250,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$250,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for implementation of chapter
24 178, Laws of 2012 (open K-12 education resources).

25 (j) \$14,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$14,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for implementation of chapter
28 242, Laws of 2013 (state-tribal education compacts).

29 (k) \$131,000 of the general fund—state appropriation for fiscal
30 year 2022, \$131,000 of the general fund—state appropriation for
31 fiscal year 2023, and \$213,000 of the performance audits of
32 government account—state appropriation are provided solely for the
33 office of the superintendent of public instruction to perform on-
34 going program reviews of alternative learning experience programs,
35 dropout reengagement programs, and other high risk programs. Findings
36 from the program reviews will be used to support and prioritize the
37 office of the superintendent of public instruction outreach and
38 education efforts that assist school districts in implementing the
39 programs in accordance with statute and legislative intent, as well

1 as to support financial and performance audit work conducted by the
2 office of the state auditor.

3 (l) \$117,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$117,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for implementation of chapter 3,
6 Laws of 2015 1st sp. sess. (computer science).

7 (m) \$250,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$250,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for implementation of chapter
10 237, Laws of 2017 (paraeducators).

11 (n) \$385,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$385,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the office of native
14 education to increase services to tribes, including but not limited
15 to, providing assistance to tribes and school districts to implement
16 Since Time Immemorial, applying to become tribal compact schools,
17 convening the Washington state native American education advisory
18 committee, and extending professional learning opportunities to
19 provide instruction in tribal history, culture, and government. The
20 professional development must be done in collaboration with school
21 district administrators and school directors. Funding in this
22 subsection is sufficient for the office, the Washington state school
23 directors' association government-to-government task force, and the
24 association of educational service districts to collaborate with the
25 tribal leaders congress on education to develop a tribal consultation
26 training and schedule. The tribal consultation training and schedule
27 must be developed by January 1, 2022.

28 (o) \$205,000 of the general fund—state appropriation for fiscal
29 year 2022 and (~~(\$205,000)~~) \$1,205,000 of the general fund—state
30 appropriation for fiscal year 2023 are provided solely to promote the
31 financial literacy of students. The effort will be coordinated
32 through the financial literacy public-private partnership. The
33 amounts provided in this subsection are sufficient for implementation
34 of Second Substitute Senate Bill No. 5720 (student financial
35 literacy). If the bill is not enacted by June 30, 2022, the amounts
36 provided in this subsection shall lapse.

37 (p) \$75,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$75,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for staff at the office of the

1 superintendent of public instruction to coordinate and promote
2 efforts to develop integrated math, science, technology, and
3 engineering programs in schools and districts across the state.

4 (q) \$481,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$481,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for additional full-time
7 equivalent staff to support the work of the safety net committee and
8 to provide training and support to districts applying for safety net
9 awards.

10 (r) Districts shall report to the office the results of each
11 collective bargaining agreement for certificated staff within their
12 district using a uniform template as required by the superintendent,
13 within thirty days of finalizing contracts. The data must include but
14 is not limited to: Minimum and maximum base salaries, supplemental
15 salary information, and average percent increase for all certificated
16 instructional staff. Within existing resources by December 1st of
17 each year, the office shall produce a report for the legislative
18 evaluation and accountability program committee summarizing the
19 district level collective bargaining agreement data.

20 (s) \$4,631,000 of the elementary and secondary school emergency
21 relief III account—federal appropriation from funds attributable to
22 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
23 117-2 is provided solely for administrative costs related to the
24 management of federal funds provided for COVID-19 response and other
25 emergency needs.

26 (t) \$33,000 of the general fund—state appropriation for fiscal
27 year 2023 is provided solely for implementation of Engrossed Senate
28 Bill No. 5202 (school depreciation subfunds). If this bill is not
29 enacted by June 30, 2022, the amount provided in this subsection
30 shall lapse.

31 (u) \$63,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided solely for implementation of Substitute Senate
33 Bill No. 5581 (pupil transp. allocations). If this bill is not
34 enacted by June 30, 2022, the amount provided in this subsection
35 shall lapse.

36 (v) \$2,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for implementation of Engrossed Second
38 Substitute Senate Bill No. 5764 (apprenticeships and higher ed). If

1 this bill is not enacted by June 30, 2022, the amount provided in
2 this subsection shall lapse.

3 (2) DATA SYSTEMS

4 (a) \$1,802,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$1,802,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for implementing a comprehensive
7 data system to include financial, student, and educator data,
8 including development and maintenance of the comprehensive education
9 data and research system (CEDARS).

10 (b) \$281,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$281,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for K-20 telecommunications
13 network technical support in the K-12 sector to prevent system
14 failures and avoid interruptions in school utilization of the data
15 processing and video-conferencing capabilities of the network. These
16 funds may be used to purchase engineering and advanced technical
17 support for the network.

18 (c) \$450,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$450,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided for the superintendent of public
21 instruction to develop and implement a statewide accountability
22 system to address absenteeism and to improve student graduation
23 rates. The system must use data to engage schools and districts in
24 identifying successful strategies and systems that are based on
25 federal and state accountability measures. Funding may also support
26 the effort to provide assistance about successful strategies and
27 systems to districts and schools that are underperforming in the
28 targeted student subgroups.

29 (3) WORK GROUPS

30 (a) \$335,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$335,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for implementation of chapter
33 206, Laws of 2018 (career and college readiness).

34 (b) \$200,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$200,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided for the office of the superintendent of
37 public instruction to meet statutory obligations related to the
38 provision of medically and scientifically accurate, age-appropriate,
39 and inclusive sexual health education as authorized by chapter 206,

1 Laws of 1988 (AIDS omnibus act) and chapter 265, Laws of 2007
2 (healthy youth act).

3 (c) \$118,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$118,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for implementation of chapter
6 75, Laws of 2018 (dyslexia).

7 (d) \$200,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$200,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for implementation of chapter
10 386, Laws of 2019 (social emotional learning).

11 (e) \$130,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$130,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the office of the
14 superintendent of public instruction to collaborate with the
15 department of children, youth, and families to complete a report with
16 options and recommendations for administrative efficiencies and long
17 term strategies that align and integrate high-quality early learning
18 programs administered by both agencies and consistent with
19 implementation of Engrossed Second Substitute Senate Bill No. 5237
20 (child care & early dev. exp.). The report, due September 1, 2022,
21 shall address capital needs, data collection and data sharing,
22 licensing changes, quality standards, options for community-based and
23 school-based settings with inclusive facilities and operations,
24 fiscal modeling, and any statutory changes needed to achieve
25 administrative efficiencies.

26 (f) \$107,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$107,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for the office to support the
29 children and youth behavioral health work group created in chapter
30 130, Laws of 2020 (child. mental health wk. grp).

31 (g) \$310,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$249,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for the development and
34 implementation of a language access technical assistance program for
35 school districts and to reconvene an expanded work group under
36 section 2, chapter 256, Laws of 2019. The activities of and resources
37 provided by the language access technical assistance program must
38 align with the recommendations in the October 2020 report of the
39 language access work group created by section 2, chapter 256, Laws of

1 2019 in order to improve awareness and fulfillment of language access
2 rights for families in educational settings. The work group under
3 this subsection shall, by December 1, 2021, report to the appropriate
4 committees of the legislature recommendations for standards,
5 training, testing, and credentialing for spoken and sign language
6 interpreters for students' families and for collecting information
7 related to language access services in schools and school districts.
8 Within the amounts provided in this subsection, the office must
9 provide a report to the appropriate committees of the legislature by
10 December 1, 2021. The report shall include, at a minimum, information
11 regarding the different languages in which students and students'
12 families prefer to communicate by each school district.

13 (h) (i) \$200,000 of the general fund—state appropriation for
14 fiscal year 2022 is provided solely for the superintendent of public
15 instruction to convene a work group to identify trauma informed
16 strategies, approaches, and curricula for supporting students in
17 distress and with challenging behaviors that prioritize relational
18 safety. Stipends may be provided for work group members who are
19 representing families and individuals as experts with lived
20 experiences to compensate for time and travel to meetings. The work
21 group at a minimum must include the following:

22 (A) One representative from the department of children, youth,
23 and families with expertise on inclusion, equitable access, trauma
24 informed practices, and relational safety in education settings;

25 (B) One representative from an organization representing youth
26 with intellectual and developmental disabilities;

27 (C) Individuals representing youth with communication disorders,
28 students or young adults who have lived experience with restraint and
29 isolation, and students or adults who are survivors of the school-to-
30 prison pipeline;

31 (D) One representative from an organization working to eliminate
32 racial inequities in education;

33 (E) One representative from an organization working to eliminate
34 disparities for families and students with a native language other
35 than English;

36 (F) One representative from an organization working to improve
37 inclusive practices in Washington that works with families and
38 communities;

39 (G) One member of an organization representing youth in foster
40 care;

1 (H) One member of an organization representing youth experiencing
2 homelessness; and

3 (I) An administrator, teacher, and paraeducator professional with
4 experience working in or around a self-contained behavior program.

5 (ii) The work group shall submit a report to the education
6 committees of the legislature, the governor's office, and the
7 education ombuds by December 1, 2022. The report must include a list
8 of approved crisis response protocols and deescalation techniques for
9 schools that are trauma informed and prioritize relational safety,
10 recommended elements needed to improve access to mental health
11 supports for all students, building-based strategies to enhance
12 fidelity to multi-tiered systems of support and student behavior
13 plans for students with challenging behaviors and strategies to track
14 and reduce/eliminate restraint and isolation use, and best practices
15 for implementation of identified strategies, with recommendations for
16 district compliance and tracking mechanisms.

17 (4) STATEWIDE PROGRAMS

18 (a) \$2,590,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$2,590,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the Washington kindergarten
21 inventory of developing skills. State funding shall support statewide
22 administration and district implementation of the inventory under RCW
23 28A.655.080.

24 (b) \$703,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$703,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for implementation of chapter
27 72, Laws of 2016 (educational opportunity gap).

28 (c) \$950,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$950,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for the Washington reading
31 corps. The superintendent shall allocate reading corps members to
32 schools identified for comprehensive or targeted support and school
33 districts that are implementing comprehensive, proven, research-based
34 reading programs. Two or more schools may combine their Washington
35 reading corps programs.

36 (d) \$10,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$10,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for chapter 102, Laws of 2014
39 (biliteracy seal).

1 (e) (i) \$50,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$50,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for school bullying and
4 harassment prevention activities.

5 (ii) \$15,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$15,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for implementation of chapter
8 240, Laws of 2016 (school safety).

9 (iii) \$570,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$570,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for the office of the
12 superintendent of public instruction to provide statewide support and
13 coordination for the regional network of behavioral health, school
14 safety, and threat assessment established in chapter 333, Laws of
15 2019 (school safety and well-being). Within the amounts provided in
16 this subsection (4) (e) (iii), \$200,000 of the general fund—state
17 appropriation for fiscal year 2022 is provided solely for grants to
18 schools or school districts for planning and integrating tiered
19 suicide prevention and behavioral health supports. Grants must be
20 awarded first to districts demonstrating the greatest need and
21 readiness. Grants may be used for intensive technical assistance and
22 training, professional development, and evidence-based suicide
23 prevention training.

24 (iv) \$196,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$196,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the school safety center
27 within the office of the superintendent of public instruction.

28 (A) Within the amounts provided in this subsection (4) (e) (iv),
29 \$100,000 of the general fund—state appropriation for fiscal year 2022
30 and \$100,000 of the general fund—state appropriation for fiscal year
31 2023 are provided solely for a school safety program to provide
32 school safety training for all school administrators and school
33 safety personnel. The school safety center advisory committee shall
34 develop and revise the training program, using the best practices in
35 school safety.

36 (B) Within the amounts provided in this subsection (4) (e) (iv),
37 \$96,000 of the general fund—state appropriation for fiscal year 2022
38 and \$96,000 of the general fund—state appropriation for fiscal year
39 2023 are provided solely for administration of the school safety

1 center. The safety center shall act as an information dissemination
2 and resource center when an incident occurs in a school district in
3 Washington or in another state, coordinate activities relating to
4 school safety, review and approve manuals and curricula used for
5 school safety models and training, and maintain a school safety
6 information web site.

7 (f) (i) \$162,000 of the general fund—state appropriation for
8 fiscal year 2022 and \$162,000 of the general fund—state appropriation
9 for fiscal year 2023 are provided solely for youth suicide prevention
10 activities.

11 (ii) \$76,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$76,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for implementation of chapter
14 64, Laws of 2018 (sexual abuse of students).

15 (g) (i) \$280,000 of the general fund—state appropriation for
16 fiscal year 2022, \$280,000 of the general fund—state appropriation
17 for fiscal year 2023, and \$1,053,000 of the dedicated marijuana
18 account—state appropriation are provided solely for dropout
19 prevention, intervention, and reengagement programs, including the
20 jobs for America's graduates (JAG) program, dropout prevention
21 programs that provide student mentoring, and the building bridges
22 statewide program. Students in the foster care system or who are
23 homeless shall be given priority by districts offering the jobs for
24 America's graduates program. The office of the superintendent of
25 public instruction shall convene staff representatives from high
26 schools to meet and share best practices for dropout prevention. Of
27 these amounts, \$520,000 of the dedicated marijuana account—state
28 appropriation for fiscal year 2022, and (~~(\$533,000)~~) \$541,000 of the
29 dedicated marijuana account—state appropriation for fiscal year 2023
30 are provided solely for the building bridges statewide program.

31 (ii) \$293,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$293,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for the office of the
34 superintendent of public instruction to support district
35 implementation of comprehensive guidance and planning programs in
36 support of high-quality high school and beyond plans consistent with
37 RCW 28A.230.090.

38 (iii) \$178,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$178,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for implementation of chapter
2 291, Laws of 2017 (truancy reduction efforts).

3 (h) Sufficient amounts are appropriated in this section for the
4 office of the superintendent of public instruction to create a
5 process and provide assistance to school districts in planning for
6 future implementation of the summer knowledge improvement program
7 grants.

8 (i) \$358,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$358,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for the implementation of
11 chapter 221, Laws of 2019 (CTE course equivalencies).

12 (j) \$196,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$196,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the implementation of
15 chapter 252, Laws of 2019 (high school graduation reqs.).

16 (k) \$60,000 of the general fund—state appropriation for fiscal
17 year 2022, \$60,000 of the general fund—state appropriation for fiscal
18 year 2023, and \$680,000 of the general fund—federal appropriation are
19 provided solely for the implementation of chapter 295, Laws of 2019
20 (educator workforce supply). Of the amounts provided in this
21 subsection, \$680,000 of the general fund—federal appropriation is
22 provided solely for title II SEA state-level activities to implement
23 section 103, chapter 295, Laws of 2019 relating to the regional
24 recruiters program.

25 (l) \$150,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$150,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for a tribal liaison at the
28 office of the superintendent of public instruction to facilitate
29 access to and support enrollment in career connected learning
30 opportunities for tribal students, including career awareness and
31 exploration, career preparation, and career launch programs, as
32 defined in RCW 28C.30.020, so that tribal students may receive high
33 school or college credit to the maximum extent possible.

34 (m) \$57,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$57,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for implementation of chapter
37 288, Laws of 2020 (school meals at no cost).

38 (n) \$269,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$142,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for implementation of chapter
2 353, Laws of 2020 (innovative learning pilot).

3 (o) \$200,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$200,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the office of the
6 superintendent of public instruction to provide statewide
7 coordination towards multicultural, culturally responsive, and anti-
8 racist education to support academically, socially, and culturally
9 literate learners. The office must engage community members and key
10 interested parties to:

11 (i) Develop a clear definition and framework for African American
12 studies to guide instruction in grades seven through twelve;

13 (ii) Develop a plan for aligning African American studies across
14 all content areas; and

15 (iii) Identify professional development opportunities for
16 educators and administrators to build capacity in creating high-
17 quality learning environments centered in belonging and racial
18 equity, anti-racist approaches, and asset-based methodologies that
19 pull from all students' cultural funds of knowledge.

20 (p) \$275,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$125,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for the office of the
23 superintendent of public instruction to convene and provide staff
24 support to the K-12 basic education compensation advisory committee
25 established in section 951 of this act.

26 (q) \$250,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$250,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for the office of the
29 superintendent of public instruction to develop resources, share best
30 practices, and provide technical assistance for school districts to
31 support implementation of comprehensive, culturally responsive, and
32 high-quality civics education. Within amounts provided in this
33 subsection, the office shall administer competitive grant awards of
34 up to \$1,500 per first class school district and \$750 per second
35 class school district to support in-service training and the
36 development or adoption of curriculum and instructional materials.
37 The office shall utilize a portion of this funding to assess the
38 learning outcomes related to civic education curriculum and to
39 support related assessments that gauge the degree to which high

1 quality civic education is taking place in school districts
2 throughout the state.

3 (r) \$250,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$250,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the office of the
6 superintendent of public instruction to provide technical assistance
7 to school districts through the center for the improvement of student
8 learning. The technical assistance must support the implementation of
9 trauma-informed practices, policies, and procedures, including
10 implementation of social emotional learning programs, multi-tiered
11 systems of support, and other evidence-based programs that improve
12 school climate and student emotional wellbeing.

13 (s) \$49,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$49,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for implementation of Engrossed
16 Substitute House Bill No. 1214 (K-12 safety & security serv.). (~~If~~
17 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
18 ~~this subsection shall lapse.~~)

19 (t) \$35,000 of the general fund—state appropriation for fiscal
20 year 2022 is provided solely for implementation of Substitute House
21 Bill No. 1363 (secondary trauma/K-12). (~~If the bill is not enacted~~
22 ~~by June 30, 2021, the amount provided in this subsection shall~~
23 ~~lapse.~~)

24 (u) \$140,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$135,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for implementation of Substitute
27 House Bill No. 1208 (learning assistance program). (~~If the bill is~~
28 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
29 ~~shall lapse.~~)

30 (v) \$505,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$486,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for implementation of Engrossed
33 Second Substitute House Bill No. 1295 (institutional ed./release).
34 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
35 ~~in this subsection shall lapse.~~)

36 (w) \$60,000 of the general fund—state appropriation for fiscal
37 year 2022 is provided solely for the office of the superintendent of
38 public instruction to evaluate and implement best practices and
39 procedures for ensuring that student lunch periods include a seated

1 lunch duration of at least 20 minutes. The office of the
2 superintendent of public instruction shall, through an application-
3 based process, select six public schools to serve as demonstration
4 sites. Of the amounts provided in this subsection:

5 (i) \$30,000 of the general fund—state appropriation is provided
6 solely for annual grant awards of \$5,000 each provided to the six
7 school districts selected to serve as school demonstration sites;

8 (ii) \$20,000 of the general fund—state appropriation is provided
9 solely for the office to hire a consultant with expertise in
10 nutrition programs to oversee the demonstration projects and provide
11 technical support; and

12 (iii) \$10,000 of the general fund—state appropriation is provided
13 solely for the office to provide technical support to the
14 demonstration sites and report its findings and recommendations to
15 the education committees of the house of representatives and the
16 senate by October 1, 2022.

17 (x) \$27,000 of the general fund—state appropriation for fiscal
18 year 2022 is provided solely for implementation of Substitute Senate
19 Bill No. 5030 (school counseling programs). (~~If the bill is not~~
20 ~~enacted by June 30, 2021, the amount provided in this subsection~~
21 ~~shall lapse.~~)

22 (y) \$16,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$16,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for implementation of Engrossed
25 Second Substitute Senate Bill No. 5237 (child care & early dev.
26 exp.). (~~If the bill is not enacted by June 30, 2021, the amounts~~
27 ~~provided in this subsection shall lapse.~~)

28 (z) \$553,000 of the general fund—state appropriation for fiscal
29 year 2023 is provided solely for the office of the superintendent of
30 public instruction to develop and implement a mathematics pathways
31 pilot to modernize algebra II. The office should use research and
32 engage stakeholders to develop a revised and expanded course.

33 (aa) \$25,000 of the general fund—state appropriation for fiscal
34 year 2023 is provided solely for the office to create and distribute
35 promotional and educational materials to school districts for
36 Americans of Chinese descent history month.

37 (bb) \$1,000,000 of the general fund—state appropriation for
38 fiscal year 2023 is provided solely for the superintendent to
39 contract with a community-based youth development nonprofit

1 organization for a pilot program to provide behavioral health support
2 for youth and trauma-informed, culturally responsive staff training.

3 (cc) \$300,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for the superintendent to establish a
5 media literacy and digital citizenship ambassador program to promote
6 the integration of media literacy and digital citizenship
7 instruction.

8 (dd) \$294,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for implementation of Substitute Senate
10 Bill No. 5252 (school consultation/tribes). If the bill is not
11 enacted by June 30, 2022, the amount provided in this subsection
12 shall lapse.

13 (ee) \$101,000 of the general fund—state appropriation for fiscal
14 year 2023 is provided solely for implementation of Substitute Senate
15 Bill No. 5762 (purple star award). If the bill is not enacted by June
16 30, 2022, the amount provided in this subsection shall lapse.

17 (5) CAREER CONNECTED LEARNING

18 (a) \$852,000 of the workforce education investment account—state
19 appropriation is provided solely for expanding career connected
20 learning as provided in RCW 28C.30.020.

21 (b) \$960,000 of the workforce education investment account—state
22 appropriation is provided solely for increasing the funding per full-
23 time equivalent for career launch programs as described in RCW
24 28A.700.130. In the 2021-2023 fiscal biennium, for career launch
25 enrollment exceeding the funding provided in this subsection, funding
26 is provided in section 504 of this act.

27 (c) \$500,000 of the workforce education investment account—state
28 appropriation is provided solely for the Federal Way school district
29 to establish pre-apprenticeship pathways and career connected
30 learning programs in the skilled trades in Federal Way.

31 (d) \$1,500,000 of the workforce education investment account—
32 state is provided solely for Marysville school district to
33 collaborate with Arlington school district, Everett Community
34 College, other local school districts, local labor unions, local
35 Washington state apprenticeship and training council registered
36 apprenticeship programs, and local industry groups to continue the
37 regional apprenticeship pathways program.

38 (e) \$3,600,000 of the workforce education investment account—
39 state appropriation is provided solely for the office of the

1 superintendent of public instruction to administer grants to skill
2 centers for nursing programs to purchase or upgrade simulation
3 laboratory equipment.

4 **Sec. 502.** 2021 c 334 s 502 (uncodified) is amended to read as
5 follows:

6 **FOR THE STATE BOARD OF EDUCATION**

7	General Fund—State Appropriation (FY 2022)	\$3,001,000
8	General Fund—State Appropriation (FY 2023)	(\$5,003,000)
9		<u>\$5,404,000</u>
10	Washington Opportunity Pathways Account—State	
11	Appropriation	(\$322,000)
12		<u>\$326,000</u>
13	TOTAL APPROPRIATION	(\$8,326,000)
14		<u>\$8,731,000</u>

15 The appropriations in this section are subject to the following
16 conditions and limitations:

17 (1) \$152,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$138,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely to the state board of education
20 for the following: Continuation of the mastery-based learning work
21 group (chapter 252, Laws of 2019), expansion of ongoing pathways
22 research, and a report outlining findings and recommendations to the
23 governor and education committees of the legislature by December 31,
24 2022.

25 (2) \$1,500,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$3,500,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely to the state board of education
28 for implementation of mastery-based learning in school district
29 demonstration sites for the purpose of addressing learning recovery
30 and other educational issues related to COVID-19. The funds must be
31 used for grants to school districts, professional development of
32 school district staff, and implementation support provided by the
33 state board of education. The state board of education shall require
34 grant recipients to report on impacts and participate in a
35 collaborative to share best practices. Grants for mastery-based
36 learning may be made in partnership with private matching funds.

37 (3) \$263,000 of the general fund—state appropriation for fiscal
38 year 2023 is provided solely for the state board of education for a

1 community engagement coordinator position within the state board of
2 education.

3 (4) \$100,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for the state board of education to
5 identify, develop, or purchase a school climate survey tool or other
6 assessment options, and work with the office of the superintendent of
7 public instruction and school districts to develop a statewide
8 implementation plan, and report back on progress to the governor and
9 education committees of the legislature by June 30, 2023.

10 **Sec. 503.** 2021 c 334 s 503 (uncodified) is amended to read as
11 follows:

12 **FOR THE PROFESSIONAL EDUCATOR STANDARDS BOARD**

13	General Fund—State Appropriation (FY 2022).	\$16,868,000
14	General Fund—State Appropriation (FY 2023).	(\$19,203,000)
15		<u>\$19,278,000</u>
16	TOTAL APPROPRIATION.	(\$36,071,000)
17		<u>\$36,146,000</u>

18 The appropriations in this section are subject to the following
19 conditions and limitations:

20 (1) \$1,693,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$1,725,000 of the general fund—state appropriation for
22 fiscal year 2023 are for the operation and expenses of the Washington
23 professional educator standards board including implementation of
24 chapter 172, Laws of 2017 (educator prep. data/PESB).

25 (2)(a) \$600,000 of the general fund—state appropriation for
26 fiscal year 2022 and \$600,000 of the general fund—state appropriation
27 for fiscal year 2023 are provided solely for grants to improve
28 preservice teacher training and funding of alternate routes to
29 certification programs administered by the professional educator
30 standards board.

31 (b) Within the amounts provided in this subsection (2), up to
32 \$500,000 of the general fund—state appropriation for fiscal year 2022
33 and up to \$500,000 of the general fund—state appropriation for fiscal
34 year 2023 are provided for grants to public or private colleges of
35 education in Washington state to develop models and share best
36 practices for increasing the classroom teaching experience of
37 preservice training programs.

1 (3) \$622,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$622,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided for the recruiting Washington teachers
4 program with priority given to programs that support bilingual
5 teachers, teachers from populations that are underrepresented, and
6 English language learners. Of the amounts provided in this subsection
7 (3), \$500,000 of the general fund—state appropriation for fiscal year
8 2022 and \$500,000 of the general fund—state appropriation for fiscal
9 year 2023 are provided solely for implementation and expansion of the
10 bilingual educator initiative pilot project established under RCW
11 28A.180.120.

12 (4) \$150,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$150,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the implementation of
15 chapter 295, Laws of 2019 (educator workforce supply).

16 (5) \$13,499,000 of the general fund—state appropriation for
17 fiscal year 2022 and \$16,076,000 of the general fund—state
18 appropriation for fiscal year 2023 are provided solely for
19 implementation of chapter 237, Laws of 2017 (paraeducators). Of the
20 amounts provided in this subsection:

21 (a) \$250,000 of the general fund—state appropriation for fiscal
22 year 2022 is provided solely to develop an online course to train
23 educators on effective community, family, and student engagement.

24 (b) \$12,587,000 of the general fund—state appropriation for
25 fiscal year 2022 and \$15,414,000 of the general fund—state
26 appropriation for fiscal year 2023 are provided solely for grants to
27 districts to provide two days of training per school year in the
28 paraeducator certificate program to all paraeducators. Funds in this
29 subsection are provided solely for reimbursement to school districts
30 that provide paraeducators with two days of training in the
31 paraeducator certificate program in each of the 2020-21 and 2021-22
32 school years.

33 (6) \$54,000 of the general fund—state appropriation for fiscal
34 year 2022 is provided solely for implementation of Second Substitute
35 House Bill No. 1028 (residency teacher cert.). (~~If the bill is not
36 enacted by June 30, 2021, the amount provided in this subsection
37 shall lapse.~~)

38 (7) \$63,000 of the general fund—state appropriation for fiscal
39 year 2022 is provided solely to develop standards for two specialty

1 endorsements in computer science, one in elementary computer science
2 and one in secondary computer science. The professional educator
3 standards board shall consult with the superintendent of public
4 instruction to confirm that the specialty endorsements reflect the
5 appropriate content necessary to teach computer science in the
6 classroom, as defined by the office of the superintendent of public
7 instruction with industry input. The computer science specialty
8 endorsements must be available to all certificated teachers who hold
9 a valid license and who demonstrate sufficient content knowledge in
10 computer science.

11 (8) \$187,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$30,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for implementation of Engrossed
14 Substitute Senate Bill No. 5044 (schools/equity training). (~~If the~~
15 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
16 ~~subsection shall lapse.~~)

17 **Sec. 504.** 2021 c 334 s 504 (uncodified) is amended to read as
18 follows:

19 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR GENERAL**
20 **APPORTIONMENT**

21	General Fund—State Appropriation (FY 2022).	((\$9,852,652,000))
22		<u>\$9,698,930,000</u>
23	General Fund—State Appropriation (FY 2023).	((\$9,550,695,000))
24		<u>\$9,074,661,000</u>
25	Education Legacy Trust Account—State Appropriation ((\$1,398,115,000))	
26		<u>\$1,598,115,000</u>
27	<u>Washington Opportunity Pathways Account—State</u>	
28	<u>Appropriation.</u>	<u>\$50,000,000</u>
29	TOTAL APPROPRIATION.	((\$20,801,462,000))
30		<u>\$20,421,706,000</u>

31 The appropriations in this section are subject to the following
32 conditions and limitations:

33 (1) (a) Each general fund fiscal year appropriation includes such
34 funds as are necessary to complete the school year ending in the
35 fiscal year and for prior fiscal year adjustments.

36 (b) For the 2021-22 and 2022-23 school years, the superintendent
37 shall allocate general apportionment funding to school districts as

1 provided in the funding formulas and salary allocations in sections
2 504 and 505 of this act, excluding (c) of this subsection.

3 (c) From July 1, 2021, to August 31, 2021, the superintendent
4 shall allocate general apportionment funding to school districts
5 programs as provided in sections 503 and 504, chapter 357, Laws of
6 2020, as amended.

7 (d) The enrollment of any district shall be the annual average
8 number of full-time equivalent students and part-time students as
9 provided in RCW 28A.150.350, enrolled on the fourth day of school in
10 September and on the first school day of each month October through
11 June, including students who are in attendance pursuant to RCW
12 28A.335.160 and 28A.225.250 who do not reside within the servicing
13 school district. Any school district concluding its basic education
14 program in May must report the enrollment of the last school day held
15 in May in lieu of a June enrollment.

16 (e) (i) Funding provided in part V of this act is sufficient to
17 provide each full-time equivalent student with the minimum hours of
18 instruction required under RCW 28A.150.220.

19 (ii) The office of the superintendent of public instruction shall
20 align the agency rules defining a full-time equivalent student with
21 the increase in the minimum instructional hours under RCW
22 28A.150.220, as amended by the legislature in 2014.

23 (f) The superintendent shall adopt rules requiring school
24 districts to report full-time equivalent student enrollment as
25 provided in RCW 28A.655.210.

26 (g) For the 2021-22 and 2022-23 school years, school districts
27 must report to the office of the superintendent of public instruction
28 the monthly actual average district-wide class size across each grade
29 level of kindergarten, first grade, second grade, and third grade
30 classes. The superintendent of public instruction shall report this
31 information to the education and fiscal committees of the house of
32 representatives and the senate by September 30th of each year.

33 (2) CERTIFICATED INSTRUCTIONAL STAFF ALLOCATIONS

34 Allocations for certificated instructional staff salaries for the
35 2021-22 and 2022-23 school years are determined using formula-
36 generated staff units calculated pursuant to this subsection.

37 (a) Certificated instructional staff units, as defined in RCW
38 28A.150.410, shall be allocated to reflect the minimum class size
39 allocations, requirements, and school prototypes assumptions as

1 provided in RCW 28A.150.260. The superintendent shall make
2 allocations to school districts based on the district's annual
3 average full-time equivalent student enrollment in each grade.

4 (b) Additional certificated instructional staff units provided in
5 this subsection (2) that exceed the minimum requirements in RCW
6 28A.150.260 are enhancements outside the program of basic education,
7 except as otherwise provided in this section.

8 (c)(i) The superintendent shall base allocations for each level
9 of prototypical school, including those at which more than fifty
10 percent of the students were eligible for free and reduced-price
11 meals in the prior school year, on the following regular education
12 average class size of full-time equivalent students per teacher,
13 except as provided in (c)(ii) of this subsection:

14 General education class size:

15 Grade	RCW 28A.150.260	2021-22	2022-23
		School Year	School Year
17 Grade K		17.00	17.00
18 Grade 1		17.00	17.00
19 Grade 2		17.00	17.00
20 Grade 3		17.00	17.00
21 Grade 4		27.00	27.00
22 Grades 5-6		27.00	27.00
23 Grades 7-8		28.53	28.53
24 Grades 9-12		28.74	28.74

25 The superintendent shall base allocations for: Laboratory science
26 average class size as provided in RCW 28A.150.260; career and
27 technical education (CTE) class size of 23.0; and skill center
28 program class size of 19. Certificated instructional staff units
29 provided for skills centers that exceed the minimum requirements of
30 RCW 28A.150.260 achieve class size reductions under RCW 28A.400.007
31 and are part of the state's program of basic education.

32 (ii) Pursuant to RCW 28A.150.260(4)(a), the assumed teacher
33 planning period, expressed as a percentage of a teacher work day, is
34 13.42 percent in grades K-6, and 16.67 percent in grades 7-12; and

35 (iii) Advanced placement and international baccalaureate courses
36 are funded at the same class size assumptions as general education
37 schools in the same grade; and

(d)(i) Funding for teacher librarians, school nurses, social workers, school psychologists, and guidance counselors is allocated based on the school prototypes as provided in RCW 28A.150.260 and Second Substitute Senate Bill No. 5595 (schools/support funding) and is considered certificated instructional staff, except as provided in (d)(ii) of this subsection.

(ii)(A) For the twenty schools with the lowest overall school score for all students in the 2018-19 school year, as determined by the Washington school improvement framework among elementary schools, middle schools, and other schools not serving students up to twelfth grade, having enrollments greater than one hundred fifty students, in addition to the allocation under (d)(i) of this subsection the superintendent shall allocate additional funding for guidance counselors for each level of prototypical school in the 2021-22 school year as follows:

	Elementary	Middle
Guidance counselors	0.307	0.512

To receive additional allocations under this subsection (2)(d)(ii)(A), a school eligible to receive the allocation must have demonstrated actual staffing for guidance counselors for its prototypical school level that meets or exceeds the staffing for guidance counselors in (d)(i) of this subsection and this subsection (2)(d)(ii)(A) for its prototypical school level. School districts must distribute the additional guidance counselors allocation in this subsection to the schools that generate the allocation. The enhancement within this subsection is not part of the state's program of basic education.

~~(B) ((For qualifying high-poverty schools in the 2022-23 school year, at which more than 50 percent of the students were eligible for free and reduced-price meals in the prior school year, in addition to the allocation under (d)(i) of this subsection, the superintendent shall allocate additional funding for guidance counselors for each level of prototypical school as follows:~~

	Elementary	Middle	High
Guidance counselors	0.500	0.500	0.500

1 ~~(C)~~) Students in approved career and technical education and
 2 skill center programs generate certificated instructional staff units
 3 to provide for the services of teacher librarians, school nurses,
 4 social workers, school psychologists, and guidance counselors at the
 5 following combined rate per 1000 student full-time equivalent
 6 enrollment:

	2021-22	2022-23
	School Year	School Year
9 Career and Technical Education	3.07	((3.07)) <u>3.91</u>
10 Skill Center	3.41	((3.41)) <u>4.25</u>

11 (3) ADMINISTRATIVE STAFF ALLOCATIONS

12 (a) Allocations for school building-level certificated
 13 administrative staff salaries for the 2021-22 and 2022-23 school
 14 years for general education students are determined using the formula
 15 generated staff units calculated pursuant to this subsection. The
 16 superintendent shall make allocations to school districts based on
 17 the district's annual average full-time equivalent enrollment in each
 18 grade. The following prototypical school values shall determine the
 19 allocation for principals, assistant principals, and other
 20 certificated building level administrators:

21 Prototypical School Building:

22 Elementary School	1.253
23 Middle School	1.353
24 High School	1.880

25 (b) Students in approved career and technical education and skill
 26 center programs generate certificated school building-level
 27 administrator staff units at per student rates that are a multiple of
 28 the general education rate in (a) of this subsection by the following
 29 factors:

30 Career and Technical Education students.	1.025
31 Skill Center students.	1.198

32 (4) CLASSIFIED STAFF ALLOCATIONS

33 Allocations for classified staff units providing school building-
 34 level and district-wide support services for the 2021-22 and 2022-23
 35 school years are determined using the formula-generated staff units

1 provided in RCW 28A.150.260 and pursuant to this subsection, and
2 adjusted based on each district's annual average full-time equivalent
3 student enrollment in each grade.

4 (5) CENTRAL OFFICE ALLOCATIONS

5 In addition to classified and administrative staff units
6 allocated in subsections (3) and (4) of this section, classified and
7 administrative staff units are provided for the 2021-22 and 2022-23
8 school years for the central office administrative costs of operating
9 a school district, at the following rates:

10 (a) The total central office staff units provided in this
11 subsection (5) are calculated by first multiplying the total number
12 of eligible certificated instructional, certificated administrative,
13 and classified staff units providing school-based or district-wide
14 support services, as identified in RCW 28A.150.260(6)(b) and the
15 increased allocations provided pursuant to subsections (2) and (4) of
16 this section, by 5.3 percent.

17 (b) Of the central office staff units calculated in (a) of this
18 subsection, 74.53 percent are allocated as classified staff units, as
19 generated in subsection (4) of this section, and 25.48 percent shall
20 be allocated as administrative staff units, as generated in
21 subsection (3) of this section.

22 (c) Staff units generated as enhancements outside the program of
23 basic education to the minimum requirements of RCW 28A.150.260, and
24 staff units generated by skill center and career-technical students,
25 are excluded from the total central office staff units calculation in
26 (a) of this subsection.

27 (d) For students in approved career-technical and skill center
28 programs, central office classified units are allocated at the same
29 staff unit per student rate as those generated for general education
30 students of the same grade in this subsection (5), and central office
31 administrative staff units are allocated at staff unit per student
32 rates that exceed the general education rate established for students
33 in the same grade in this subsection (5) by ~~((12.52))~~ 12.58 percent
34 in the 2021-22 school year and ~~((11.96))~~ 12.52 percent in the 2022-23
35 school year for career and technical education students, and
36 ~~((17.86))~~ 17.92 percent in the 2021-22 school year and ~~((17.26))~~
37 17.86 percent in the 2022-23 school year for skill center students.

38 (6) FRINGE BENEFIT ALLOCATIONS

1 Fringe benefit allocations shall be calculated at a rate of 22.71
 2 percent in the 2021-22 school year and 22.71 percent in the 2022-23
 3 school year for certificated salary allocations provided under
 4 subsections (2), (3), and (5) of this section, and a rate of 22.75
 5 percent in the 2021-22 school year and (~~22.75~~) 22.80 percent in the
 6 2022-23 school year for classified salary allocations provided under
 7 subsections (4) and (5) of this section.

8 (7) INSURANCE BENEFIT ALLOCATIONS

9 Insurance benefit allocations shall be calculated at the rates
 10 specified in section 506 of this act, based on the number of benefit
 11 units determined as follows: Except for nonrepresented employees of
 12 educational service districts, the number of calculated benefit units
 13 determined below. Calculated benefit units are staff units multiplied
 14 by the benefit allocation factors established in the collective
 15 bargaining agreement referenced in (~~section 942 of this act~~)
 16 section 930 of this act. These factors are intended to adjust
 17 allocations so that, for the purpose of distributing insurance
 18 benefits, full-time equivalent employees may be calculated on the
 19 basis of 630 hours of work per year, with no individual employee
 20 counted as more than one full-time equivalent. The number of benefit
 21 units is determined as follows:

22 (a) The number of certificated staff units determined in
 23 subsections (2), (3), and (5) of this section multiplied by 1.02; and

24 (b) The number of classified staff units determined in
 25 subsections (4) and (5) of this section multiplied by 1.43.

26 (8) MATERIALS, SUPPLIES, AND OPERATING COSTS (MSOC) ALLOCATIONS

27 Funding is allocated per annual average full-time equivalent
 28 student for the materials, supplies, and operating costs (MSOC)
 29 incurred by school districts, consistent with the requirements of RCW
 30 28A.150.260.

31 (a)(i) MSOC funding for general education students are allocated
 32 at the following per student rates:

33 MSOC RATES/STUDENT FTE

34

35 MSOC Component	2021-22	2022-23
	School Year	School Year
37		
38 Technology	\$140.84	(\$168.10) <u>\$175.29</u>

1	Utilities and Insurance	\$382.70	((\$388.82)) <u>\$406.83</u>
2	Curriculum and Textbooks	\$151.22	((\$153.64)) <u>\$160.75</u>
3	Other Supplies	\$299.50	((\$303.29)) <u>\$297.26</u>
4	Library Materials	\$21.54	((\$21.89)) <u>\$21.97</u>
5	Instructional Professional Development for Certificated	\$23.39	((\$23.76)) <u>\$24.86</u>
6	and Classified Staff		
7	Facilities Maintenance	\$189.59	((\$192.62)) <u>\$201.54</u>
8	Security and Central Office	\$131.35	((\$133.45)) <u>\$139.63</u>
9	TOTAL MSOC/STUDENT FTE	\$1,340.13	((\$1,386.57))
10			<u>\$1,428.12</u>

11 (ii) For the 2021-22 school year and 2022-23 school year, as part
12 of the budget development, hearing, and review process required by
13 chapter 28A.505 RCW, each school district must disclose: (A) The
14 amount of state funding to be received by the district under (a) and
15 (d) of this subsection (8); (B) the amount the district proposes to
16 spend for materials, supplies, and operating costs; (C) the
17 difference between these two amounts; and (D) if (A) of this
18 subsection (8)(a)(ii) exceeds (B) of this subsection (8)(a)(ii), any
19 proposed use of this difference and how this use will improve student
20 achievement.

21 (iii) Within the amount provided in (a)(i) of this subsection
22 (8), allocations for MSOC technology in excess of RCW 28A.150.260 are
23 not part of the state's basic education.

24 (b) Students in approved skill center programs generate per
25 student FTE MSOC allocations of \$1,585.55 for the 2021-22 school year
26 and ((~~\$1,610.92~~)) \$1,629.95 for the 2022-23 school year.

27 (c) Students in approved exploratory and preparatory career and
28 technical education programs generate per student FTE MSOC
29 allocations of \$1,585.55 for the 2021-22 school year and
30 ((~~\$1,610.92~~)) \$1,629.95 for the 2022-23 school year.

31 (d) Students in grades 9-12 generate per student FTE MSOC
32 allocations in addition to the allocations provided in (a) through
33 (c) of this subsection at the following rate:

34 MSOC Component	2021-22	2022-23
35	School Year	School Year
36 Technology	\$40.50	((\$41.15)) <u>\$42.40</u>
37 Curriculum and Textbooks	\$44.18	((\$44.89)) <u>\$46.26</u>

1	Other Supplies	\$86.06	((\$87.43)) <u>\$90.10</u>
2	Library Materials	\$5.99	((\$6.09)) <u>\$6.27</u>
3	Instructional Professional Development for Certified	\$7.36	((\$7.48)) <u>\$7.71</u>
4	and Classified Staff		
5	TOTAL GRADE 9-12 BASIC EDUCATION MSOC/STUDENT FTE	\$184.09	((\$187.04)) <u>\$192.74</u>

6 (9) SUBSTITUTE TEACHER ALLOCATIONS

7 For the 2021-22 and 2022-23 school years, funding for substitute
8 costs for classroom teachers is based on four (4) funded substitute
9 days per classroom teacher unit generated under subsection (2) of
10 this section, at a daily substitute rate of \$151.86.

11 (10) ALTERNATIVE LEARNING EXPERIENCE PROGRAM FUNDING

12 (a) Amounts provided in this section from July 1, 2021, to August
13 31, 2021, are adjusted to reflect provisions of chapter 357, Laws of
14 2020, as amended (allocation of funding for students enrolled in
15 alternative learning experiences).

16 (b) The superintendent of public instruction shall require all
17 districts receiving general apportionment funding for alternative
18 learning experience (ALE) programs as defined in WAC 392-121-182 to
19 provide separate financial accounting of expenditures for the ALE
20 programs offered in district or with a provider, including but not
21 limited to private companies and multidistrict cooperatives, as well
22 as accurate, monthly headcount and FTE enrollment claimed for basic
23 education, including separate counts of resident and nonresident
24 students.

25 (11) DROPOUT REENGAGEMENT PROGRAM

26 The superintendent shall adopt rules to require students claimed
27 for general apportionment funding based on enrollment in dropout
28 reengagement programs authorized under RCW 28A.175.100 through
29 28A.175.115 to meet requirements for at least weekly minimum
30 instructional contact, academic counseling, career counseling, or
31 case management contact. Districts must also provide separate
32 financial accounting of expenditures for the programs offered by the
33 district or under contract with a provider, as well as accurate
34 monthly headcount and full-time equivalent enrollment claimed for
35 basic education, including separate enrollment counts of resident and
36 nonresident students.

37 (12) ALL DAY KINDERGARTEN PROGRAMS

1 Funding in this section is sufficient to fund all day
2 kindergarten programs in all schools in the 2021-22 school year and
3 2022-23 school year, pursuant to RCW 28A.150.220 and 28A.150.315.

4 (13) ADDITIONAL FUNDING FOR SMALL SCHOOL DISTRICTS AND REMOTE AND
5 NECESSARY PLANTS

6 For small school districts and remote and necessary school plants
7 within any district which have been judged to be remote and necessary
8 by the superintendent of public instruction, additional staff units
9 are provided to ensure a minimum level of staffing support.
10 Additional administrative and certificated instructional staff units
11 provided to districts in this subsection shall be reduced by the
12 general education staff units, excluding career and technical
13 education and skills center enhancement units, otherwise provided in
14 subsections (2) through (5) of this section on a per district basis.

15 (a) For districts enrolling not more than twenty-five average
16 annual full-time equivalent students in grades K-8, and for small
17 school plants within any school district which have been judged to be
18 remote and necessary by the superintendent of public instruction and
19 enroll not more than twenty-five average annual full-time equivalent
20 students in grades K-8:

21 (i) For those enrolling no students in grades 7 and 8, 1.76
22 certificated instructional staff units and 0.24 certificated
23 administrative staff units for enrollment of not more than five
24 students, plus one-twentieth of a certificated instructional staff
25 unit for each additional student enrolled; and

26 (ii) For those enrolling students in grades 7 or 8, 1.68
27 certificated instructional staff units and 0.32 certificated
28 administrative staff units for enrollment of not more than five
29 students, plus one-tenth of a certificated instructional staff unit
30 for each additional student enrolled;

31 (b) For specified enrollments in districts enrolling more than
32 twenty-five but not more than one hundred average annual full-time
33 equivalent students in grades K-8, and for small school plants within
34 any school district which enroll more than twenty-five average annual
35 full-time equivalent students in grades K-8 and have been judged to
36 be remote and necessary by the superintendent of public instruction:

37 (i) For enrollment of up to sixty annual average full-time
38 equivalent students in grades K-6, 2.76 certificated instructional
39 staff units and 0.24 certificated administrative staff units; and

1 (ii) For enrollment of up to twenty annual average full-time
2 equivalent students in grades 7 and 8, 0.92 certificated
3 instructional staff units and 0.08 certificated administrative staff
4 units;

5 (c) For districts operating no more than two high schools with
6 enrollments of less than three hundred average annual full-time
7 equivalent students, for enrollment in grades 9-12 in each such
8 school, other than alternative schools, except as noted in this
9 subsection:

10 (i) For remote and necessary schools enrolling students in any
11 grades 9-12 but no more than twenty-five average annual full-time
12 equivalent students in grades K-12, four and one-half certificated
13 instructional staff units and one-quarter of a certificated
14 administrative staff unit;

15 (ii) For all other small high schools under this subsection, nine
16 certificated instructional staff units and one-half of a certificated
17 administrative staff unit for the first sixty average annual full-
18 time equivalent students, and additional staff units based on a ratio
19 of 0.8732 certificated instructional staff units and 0.1268
20 certificated administrative staff units per each additional forty-
21 three and one-half average annual full-time equivalent students;

22 (iii) Districts receiving staff units under this subsection shall
23 add students enrolled in a district alternative high school and any
24 grades nine through twelve alternative learning experience programs
25 with the small high school enrollment for calculations under this
26 subsection;

27 (d) For each nonhigh school district having an enrollment of more
28 than seventy annual average full-time equivalent students and less
29 than one hundred eighty students, operating a grades K-8 program or a
30 grades 1-8 program, an additional one-half of a certificated
31 instructional staff unit;

32 (e) For each nonhigh school district having an enrollment of more
33 than fifty annual average full-time equivalent students and less than
34 one hundred eighty students, operating a grades K-6 program or a
35 grades 1-6 program, an additional one-half of a certificated
36 instructional staff unit;

37 (f) (i) For enrollments generating certificated staff unit
38 allocations under (a) through (e) of this subsection, one classified
39 staff unit for each 2.94 certificated staff units allocated under
40 such subsections;

1 (ii) For each nonhigh school district with an enrollment of more
2 than fifty annual average full-time equivalent students and less than
3 one hundred eighty students, an additional one-half of a classified
4 staff unit; and

5 (g) School districts receiving additional staff units to support
6 small student enrollments and remote and necessary plants under this
7 subsection (13) shall generate additional MSOC allocations consistent
8 with the nonemployee related costs (NERC) allocation formula in place
9 for the 2010-11 school year as provided section 502, chapter 37, Laws
10 of 2010 1st sp. sess. (2010 supplemental budget), adjusted annually
11 for inflation.

12 (14) Any school district board of directors may petition the
13 superintendent of public instruction by submission of a resolution
14 adopted in a public meeting to reduce or delay any portion of its
15 basic education allocation for any school year. The superintendent of
16 public instruction shall approve such reduction or delay if it does
17 not impair the district's financial condition. Any delay shall not be
18 for more than two school years. Any reduction or delay shall have no
19 impact on levy authority pursuant to RCW 84.52.0531 and local effort
20 assistance pursuant to chapter 28A.500 RCW.

21 (15) The superintendent may distribute funding for the following
22 programs outside the basic education formula during fiscal years 2022
23 and 2023 as follows:

24 (a) \$650,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$650,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for fire protection for school
27 districts located in a fire protection district as now or hereafter
28 established pursuant to chapter 52.04 RCW.

29 (b) \$436,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$436,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for programs providing skills
32 training for secondary students who are enrolled in extended day
33 school-to-work programs, as approved by the superintendent of public
34 instruction. The funds shall be allocated at a rate not to exceed
35 \$500 per full-time equivalent student enrolled in those programs.

36 (16) Funding in this section is sufficient to fund a maximum of
37 1.6 FTE enrollment for skills center students pursuant to chapter
38 463, Laws of 2007.

1 (17) Funding in this section is sufficient to fund a maximum of
2 1.2 FTE enrollment for career launch students pursuant to RCW
3 28A.700.130. Expenditures for this purpose must come first from the
4 appropriations provided in section 501(5) of this act; funding for
5 career launch enrollment exceeding those appropriations is provided
6 in this section. The office of the superintendent of public
7 instruction shall provide a summary report to the office of the
8 governor and the appropriate committees of the legislature by January
9 1, 2022. The report must include the total FTE enrollment for career
10 launch students, the FTE enrollment for career launch students that
11 exceeded the appropriations provided in section 501(5) of this act,
12 and the amount expended from this section for those students.

13 (18) Students participating in running start programs may be
14 funded up to a combined maximum enrollment of 1.2 FTE including
15 school district and institution of higher education enrollment
16 consistent with the running start course requirements provided in
17 chapter 202, Laws of 2015 (dual credit education opportunities). In
18 calculating the combined 1.2 FTE, the office of the superintendent of
19 public instruction may average the participating student's September
20 through June enrollment to account for differences in the start and
21 end dates for courses provided by the high school and higher
22 education institution. Additionally, the office of the superintendent
23 of public instruction, in consultation with the state board for
24 community and technical colleges, the student achievement council,
25 and the education data center, shall annually track and report to the
26 fiscal committees of the legislature on the combined FTE experience
27 of students participating in the running start program, including
28 course load analyses at both the high school and community and
29 technical college system.

30 (19) If two or more school districts consolidate and each
31 district was receiving additional basic education formula staff units
32 pursuant to subsection (13) of this section, the following apply:

33 (a) For three school years following consolidation, the number of
34 basic education formula staff units shall not be less than the number
35 of basic education formula staff units received by the districts in
36 the school year prior to the consolidation; and

37 (b) For the fourth through eighth school years following
38 consolidation, the difference between the basic education formula
39 staff units received by the districts for the school year prior to
40 consolidation and the basic education formula staff units after

1 consolidation pursuant to subsection (13) of this section shall be
2 reduced in increments of twenty percent per year.

3 (20)(a) Indirect cost charges by a school district to approved
4 career and technical education middle and secondary programs shall
5 not exceed the lesser of five percent or the cap established in
6 federal law of the combined basic education and career and technical
7 education program enhancement allocations of state funds. Middle and
8 secondary career and technical education programs are considered
9 separate programs for funding and financial reporting purposes under
10 this section.

11 (b) Career and technical education program full-time equivalent
12 enrollment shall be reported on the same monthly basis as the
13 enrollment for students eligible for basic support, and payments
14 shall be adjusted for reported career and technical education program
15 enrollments on the same monthly basis as those adjustments for
16 enrollment for students eligible for basic support.

17 (21) Funding in this section is sufficient to provide full
18 general apportionment payments to school districts eligible for
19 federal forest revenues as provided in RCW 28A.520.020. For the
20 2021-2023 biennium, general apportionment payments are not reduced
21 for school districts receiving federal forest revenues.

22 (22) \$16,211,000 of the general fund—state appropriation for
23 fiscal year 2022 is provided solely to ensure that school districts
24 receive at least \$500 per pupil for COVID-19 relief funding when
25 combined with federal relief dollars. These funds are one-time
26 allocations to school districts and may be used according to the
27 allowable uses defined in section 2001(2)(e) of the American rescue
28 plan act of 2021, P.L. 117-2. Prior to receiving funds, a school
29 district must submit an academic and student well-being recovery plan
30 to the office of the superintendent of public instruction as required
31 in section 12(3), chapter 3, Laws of 2021, and must also report
32 progress on implementing the plan in a manner identified by the
33 superintendent.

34 (a) The office of the superintendent of public instruction must
35 calculate a relief per pupil amount for each district defined as: The
36 quotient from dividing the total funding allocated to each district
37 from the federal relief funds, as defined in (b) of this subsection,
38 by a school district's total enrollment as defined in (c) of this
39 subsection. A school district with a relief per pupil amount less
40 than \$500 shall receive the difference between \$500 and the relief

1 per pupil amount, multiplied by the school district's total
2 enrollment.

3 (b) For the purposes of this subsection, federal relief funds
4 allocated to school districts include:

5 (i) Subgrants authorized under section 18003, the coronavirus
6 aid, relief, and economic security act, P.L. 116-136;

7 (ii) Subgrants authorized under section 313, the coronavirus
8 response and relief supplemental appropriations act, P.L. 116-260;
9 and

10 (iii) Subgrants authorized under section 2001, the American
11 rescue plan act of 2021, P.L. 117-2.

12 (c) For the purposes of this subsection, a school district's
13 total enrollment means the district's 2019-20 school year annual
14 average full-time equivalent student enrollment, excluding full-time
15 equivalent student enrollments for which funds are separately
16 calculated and allocated under RCW 28A.232.020, 28A.600.310(4),
17 28A.245.020, and 28A.175.110.

18 (d) For the purposes of this subsection, this subsection applies
19 to state-tribal compact schools established under chapter 28A.715
20 RCW.

21 (23) (~~(\$27,806,000)~~) \$14,859,000 of the general fund—state
22 appropriation for fiscal year 2022 is provided solely for enrollment
23 stabilization allocations required in section 1519 of this act.

24 (\$217,678,000) of the general fund—state appropriation for
25 fiscal year 2022 and \$63,197,000 of the general fund—state
26 appropriation for fiscal year 2023 are provided solely for enrollment
27 stabilization allocations pursuant to Substitute Senate Bill No. 5563
28 (enrollment stabilization). If the bill is not enacted by June 30,
29 2022, the amounts provided in this subsection shall lapse.

30 \$566,000 of the general fund—state appropriation for fiscal
31 year 2022, \$250,000 of the general fund—state appropriation for
32 fiscal year 2023, and \$204,000 of the general fund—federal
33 appropriation (CRRSA/ESSER) are provided solely for an enrollment
34 stabilization allocation for the Washington youth academy national
35 guard youth challenge program. Federal funding is provided in
36 response to the COVID-19 pandemic as authorized in subsection 313(e),
37 the coronavirus response and relief supplemental appropriations act,
38 P.L. 116-260, division M.

1 (4) The salary allocations established in this section are for
2 allocation purposes only except as provided in this subsection, and
3 do not entitle an individual staff position to a particular paid
4 salary except as provided in RCW 28A.400.200, as amended by chapter
5 13, Laws of 2017 3rd sp. sess. (fully funding the program of basic
6 education).

7 **Sec. 506.** 2021 c 334 s 506 (uncodified) is amended to read as
8 follows:

9 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR SCHOOL EMPLOYEE**
10 **COMPENSATION ADJUSTMENTS**

11	General Fund—State Appropriation (FY 2022).	((\$102,094,000))
12		<u>\$97,080,000</u>
13	General Fund—State Appropriation (FY 2023).	((\$310,929,000))
14		<u>\$527,125,000</u>
15	TOTAL APPROPRIATION.	((\$413,023,000))
16		<u>\$624,205,000</u>

17 The appropriations in this section are subject to the following
18 conditions and limitations:

19 (1) The salary increases provided in this section are 2.0 percent
20 for the 2021-22 school year, and ((~~1.6~~)) 4.7 percent for the 2022-23
21 school year, the annual inflationary adjustments pursuant to RCW
22 28A.400.205.

23 (2)(a) In addition to salary allocations, the appropriations in
24 this section include funding for professional learning as defined in
25 RCW 28A.415.430, 28A.415.432, and 28A.415.434. Funding for this
26 purpose is calculated as the equivalent of three days of salary and
27 benefits for each of the funded full-time equivalent certificated
28 instructional staff units. Nothing in this section entitles an
29 individual certificated instructional staff to any particular number
30 of professional learning days.

31 (b) Of the funding provided for professional learning in this
32 section, the equivalent of one day of salary and benefits for each of
33 the funded full-time equivalent certificated instructional staff
34 units in the 2021-22 school year must be used to train school
35 district staff on cultural competency, diversity, equity, or
36 inclusion, as required in ((~~Engrossed Substitute Senate Bill No.~~
37 ~~5044~~)) chapter 197, Laws of 2021 (schools/equity training).

1 (3) (a) The appropriations in this section include associated
2 incremental fringe benefit allocations at 22.07 percent for the
3 2021-22 school year and 22.07 percent for the 2022-23 school year for
4 certificated instructional and certificated administrative staff and
5 19.25 percent for the 2021-22 school year and (~~19.25~~) 19.30 percent
6 for the 2022-23 school year for classified staff.

7 (b) The appropriations in this section include the increased or
8 decreased portion of salaries and incremental fringe benefits for all
9 relevant state-funded school programs in part V of this act. Changes
10 for general apportionment (basic education) are based on the salary
11 allocations and methodology in sections 504 and 505 of this act.
12 Changes for special education result from changes in each district's
13 basic education allocation per student. Changes for educational
14 service districts and institutional education programs are determined
15 by the superintendent of public instruction using the methodology for
16 general apportionment salaries and benefits in sections 504 and 505
17 of this act. Changes for pupil transportation are determined by the
18 superintendent of public instruction pursuant to RCW 28A.160.192, and
19 impact compensation factors in sections 504, 505, and 506 of this
20 act.

21 (c) The appropriations in this section include no salary
22 adjustments for substitute teachers.

23 (4) The appropriations in this section are sufficient to fund the
24 collective bargaining agreement referenced in (~~section 942 of this~~
25 ~~act~~) section 930 of this act and reflect the incremental change in
26 cost of allocating rates as follows: For the 2021-22 school year,
27 \$968 per month and for the 2022-23 school year, (~~(\$1,032)~~) \$1,023 per
28 month.

29 (5) When bargaining for funding for school employees health
30 benefits for the 2021-2023 fiscal biennium, any proposal agreed upon
31 must assume the imposition of a twenty-five dollar per month
32 surcharge payment from members who use tobacco products and a
33 surcharge payment of not less than fifty dollars per month from
34 members who cover a spouse or domestic partner where the spouse or
35 domestic partner has chosen not to enroll in another employer-based
36 group health insurance that has benefits and premiums with an
37 actuarial value of not less than ninety-five percent of the actuarial
38 value of the public employees' benefits board plan with the largest
39 enrollment. The surcharge payments shall be collected in addition to
40 the member premium payment.

(6) The rates specified in this section are subject to revision each year by the legislature.

Sec. 507. 2021 c 334 s 507 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR PUPIL TRANSPORTATION

General Fund—State Appropriation (FY 2022). (~~(\$615,759,000)~~)
\$605,160,000

General Fund—State Appropriation (FY 2023). (~~(\$649,872,000)~~)
\$659,475,000

TOTAL APPROPRIATION. (~~(\$1,265,631,000)~~)
\$1,264,635,000

The appropriations in this section are subject to the following conditions and limitations:

(1) Each general fund fiscal year appropriation includes such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

(2)(a) For the 2021-22 and 2022-23 school years, the superintendent shall allocate funding to school district programs for the transportation of eligible students as provided in RCW 28A.160.192. Funding in this section constitutes full implementation of RCW 28A.160.192, which enhancement is within the program of basic education. Students are considered eligible only if meeting the definitions provided in RCW 28A.160.160.

(b) From July 1, 2021, to August 31, 2021, the superintendent shall allocate funding to school districts programs for the transportation of students as provided in section 506, chapter 357, Laws of 2020, as amended.

(3) Within amounts appropriated in this section, up to \$10,000,000 of the general fund—state appropriation for fiscal year 2022 and up to \$10,000,000 of the general fund—state appropriation for fiscal year 2023 are for a transportation alternate funding grant program based on the alternate funding process established in RCW 28A.160.191. The superintendent of public instruction must include a review of school district efficiency rating, key performance indicators and local school district characteristics such as unique geographic constraints in the grant award process.

(4) A maximum of \$939,000 of the general fund—state appropriation for fiscal year 2022 and a maximum of \$939,000 of the general fund—

1 state appropriation for fiscal year 2023 may be expended for regional
2 transportation coordinators and related activities. The
3 transportation coordinators shall ensure that data submitted by
4 school districts for state transportation funding shall, to the
5 greatest extent practical, reflect the actual transportation activity
6 of each district.

7 (5) Subject to available funds under this section, school
8 districts may provide student transportation for summer skills center
9 programs.

10 (6) The office of the superintendent of public instruction shall
11 provide reimbursement funding to a school district for school bus
12 purchases only after the superintendent of public instruction
13 determines that the school bus was purchased from the list
14 established pursuant to RCW 28A.160.195(2) or a comparable
15 competitive bid process based on the lowest price quote based on
16 similar bus categories to those used to establish the list pursuant
17 to RCW 28A.160.195.

18 (7) The superintendent of public instruction shall base
19 depreciation payments for school district buses on the presales tax
20 five-year average of lowest bids in the appropriate category of bus.
21 In the final year on the depreciation schedule, the depreciation
22 payment shall be based on the lowest bid in the appropriate bus
23 category for that school year.

24 (8) Funding levels in this section reflect waivers granted by the
25 state board of education for four-day school weeks as allowed under
26 RCW 28A.305.141.

27 (9) The office of the superintendent of public instruction shall
28 annually disburse payments for bus depreciation in August.

29 (10) The superintendent must provide student transportation
30 allocations for the 2021-22 school year equal to the greater of
31 allocations provided in the 2019-20 school year or the student
32 transportation allocations calculated under RCW 28A.160.192. These
33 allocations satisfy the formula requirements for transportation
34 allocations under RCW 28A.160.192.

35 (11) (~~(\$33,858,000)~~) \$29,745,000 of the general fund—state
36 appropriation for fiscal year 2022 is provided solely for
37 transportation emergency allocations required in section 1504(12) of
38 this act.

1 **Sec. 508.** 2021 c 334 s 508 (uncodified) is amended to read as
2 follows:

3 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—SCHOOL FOOD SERVICES**

4	General Fund—State Appropriation (FY 2022).	\$11,667,000
5	General Fund—State Appropriation (FY 2023).	\$11,667,000
6	General Fund—Federal Appropriation.	(\$551,378,000)
7		<u>\$573,246,000</u>
8	TOTAL APPROPRIATION.	(\$574,712,000)
9		<u>\$596,580,000</u>

10 The appropriations in this section are subject to the following
11 conditions and limitations:

12 (1) \$11,548,000 of the general fund—state appropriation for
13 fiscal year 2022 and \$11,548,000 of the general fund—state
14 appropriation for fiscal year 2023 are provided solely for state
15 matching money for federal child nutrition programs, and may support
16 the meals for kids program through the following allowable uses:

17 (a) Elimination of breakfast copays for eligible public school
18 students and lunch copays for eligible public school students in
19 grades pre-kindergarten through twelfth grades who are eligible for
20 reduced-price lunch as required in Engrossed House Bill No. 1342
21 (reduced-price lunch copays);

22 (b) Assistance to school districts and authorized public and
23 private nonprofit organizations for supporting summer food service
24 programs, and initiating new summer food service programs in low-
25 income areas;

26 (c) Reimbursements to school districts for school breakfasts
27 served to students eligible for free and reduced-price lunch,
28 pursuant to chapter 287, Laws of 2005; and

29 (d) Assistance to school districts in initiating and expanding
30 school breakfast programs.

31 (2) The office of the superintendent of public instruction shall
32 report annually to the fiscal committees of the legislature on annual
33 expenditures in subsection (1)(a) through (c) of this section.

34 (3) The superintendent of public instruction shall provide the
35 department of health with the following data, where available, for
36 all nutrition assistance programs that are funded by the United
37 States department of agriculture and administered by the office of
38 the superintendent of public instruction. The superintendent must

1 provide the report for the preceding federal fiscal year by February
2 1, 2022, and February 1, 2023. The report must provide:

3 (a) The number of people in Washington who are eligible for the
4 program;

5 (b) The number of people in Washington who participated in the
6 program;

7 (c) The average annual participation rate in the program;

8 (d) Participation rates by geographic distribution; and

9 (e) The annual federal funding of the program in Washington.

10 (4) \$119,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$119,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for implementation of chapter
13 271, Laws of 2018 (school meal payment) to increase the number of
14 schools participating in the federal community eligibility program
15 and to support breakfast after the bell programs authorized by the
16 legislature that have adopted the community eligibility provision.

17 (5) \$14,200,000 of the general fund—federal appropriation (CRRSA)
18 is provided solely for emergency costs for child nutrition programs
19 provided under section 722 of P.L. 116-260, the consolidated
20 appropriations act, 2021, title VII, chapter 3 to school food
21 programs.

22 (6) \$18,223,000 of the general fund—federal appropriation is
23 provided solely for reimbursement of local education agency
24 expenditures for the acquisition of unprocessed or minimally
25 processed domestic food products.

26 (7) \$3,645,000 of the general fund—federal appropriation is
27 provided solely for food assistance purchases of domestic local foods
28 for distribution to schools through the United States department of
29 agriculture's local food for schools program.

30 **Sec. 509.** 2021 c 334 s 509 (uncodified) is amended to read as
31 follows:

32 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR SPECIAL EDUCATION**
33 **PROGRAMS**

34	General Fund—State Appropriation (FY 2022). . . .	((\$1,455,154,000))
35		<u>\$1,464,854,000</u>
36	General Fund—State Appropriation (FY 2023). . . .	((\$1,537,068,000))
37		<u>\$1,468,277,000</u>
38	General Fund—Federal Appropriation.	\$571,229,000

1	Education Legacy Trust Account—State Appropriation. . . .	\$54,694,000
2	Elementary and Secondary School Emergency Relief III	
3	Account—Federal Appropriation.	\$7,000,000
4	TOTAL APPROPRIATION.	((3,625,145,000))
5		<u>\$3,566,054,000</u>

6 The appropriations in this section are subject to the following
7 conditions and limitations:

8 (1)(a) Funding for special education programs is provided on an
9 excess cost basis, pursuant to RCW 28A.150.390. School districts
10 shall ensure that special education students as a class receive their
11 full share of the general apportionment allocation accruing through
12 sections 504 and 506 of this act. To the extent a school district
13 cannot provide an appropriate education for special education
14 students under chapter 28A.155 RCW through the general apportionment
15 allocation, it shall provide services through the special education
16 excess cost allocation funded in this section.

17 (b) Funding provided within this section is sufficient for
18 districts to provide school principals and lead special education
19 teachers annual professional development on the best-practices for
20 special education instruction and strategies for implementation.
21 Districts shall annually provide a summary of professional
22 development activities to the office of the superintendent of public
23 instruction.

24 (2)(a) The superintendent of public instruction shall ensure
25 that:

26 (i) Special education students are basic education students
27 first;

28 (ii) As a class, special education students are entitled to the
29 full basic education allocation; and

30 (iii) Special education students are basic education students for
31 the entire school day.

32 (b) The superintendent of public instruction shall continue to
33 implement the full cost method of excess cost accounting, as designed
34 by the committee and recommended by the superintendent, pursuant to
35 section 501(1)(k), chapter 372, Laws of 2006.

36 (3) Each fiscal year appropriation includes such funds as are
37 necessary to complete the school year ending in the fiscal year and
38 for prior fiscal year adjustments.

1 (4) (a) For the 2021-22 and 2022-23 school years, the
2 superintendent shall allocate funding to school district programs for
3 special education students as provided in RCW 28A.150.390, except
4 that the calculation of the base allocation also includes allocations
5 provided under section 504 (2) and (4) of this act and RCW
6 28A.150.415, which enhancement is within the program of basic
7 education.

8 (b) From July 1, 2021, to August 31, 2021, the superintendent
9 shall allocate funding to school district programs for special
10 education students as provided in section 507, chapter 357, Laws of
11 2020, as amended.

12 (5) The following applies throughout this section: The
13 definitions for enrollment and enrollment percent are as specified in
14 RCW 28A.150.390(3). Each district's general fund—state funded special
15 education enrollment shall be the lesser of the district's actual
16 enrollment percent or 13.5 percent.

17 (6) At the request of any interdistrict cooperative of at least
18 15 districts in which all excess cost services for special education
19 students of the districts are provided by the cooperative, the
20 maximum enrollment percent shall be calculated in accordance with RCW
21 28A.150.390(3) (c) and (d), and shall be calculated in the aggregate
22 rather than individual district units. For purposes of this
23 subsection, the average basic education allocation per full-time
24 equivalent student shall be calculated in the aggregate rather than
25 individual district units.

26 (7) (~~(\$63,338,000)~~) \$76,334,000 of the general fund—state
27 appropriation for fiscal year 2022, (~~(\$82,671,000)~~) \$91,192,000 of
28 the general fund—state appropriation for fiscal year 2023, and
29 \$29,574,000 of the general fund—federal appropriation are provided
30 solely for safety net awards for districts with demonstrated needs
31 for special education funding beyond the amounts provided in
32 subsection (4) of this section. If the federal safety net awards
33 based on the federal eligibility threshold exceed the federal
34 appropriation in this subsection (7) in any fiscal year, the
35 superintendent shall expend all available federal discretionary funds
36 necessary to meet this need. At the conclusion of each school year,
37 the superintendent shall recover safety net funds that were
38 distributed prospectively but for which districts were not
39 subsequently eligible.

1 (a) For the 2021-22 and 2022-23 school years, safety net funds
2 shall be awarded by the state safety net oversight committee as
3 provided in section 109(1) chapter 548, Laws of 2009 (education).

4 (b) The office of the superintendent of public instruction shall
5 make award determinations for state safety net funding in August of
6 each school year, except that the superintendent of public
7 instruction shall make award determinations for state safety net
8 funding in July of each school year for the Washington state school
9 for the blind and for the center for childhood deafness and hearing
10 loss. Determinations on school district eligibility for state safety
11 net awards shall be based on analysis of actual expenditure data from
12 the current school year.

13 (8) A maximum of \$931,000 may be expended from the general fund—
14 state appropriations to fund 5.43 full-time equivalent teachers and
15 2.1 full-time equivalent aides at children's orthopedic hospital and
16 medical center. This amount is in lieu of money provided through the
17 home and hospital allocation and the special education program.

18 (9) The superintendent shall maintain the percentage of federal
19 flow-through to school districts at 85 percent. In addition to other
20 purposes, school districts may use increased federal funds for high-
21 cost students, for purchasing regional special education services
22 from educational service districts, and for staff development
23 activities particularly relating to inclusion issues.

24 (10) A school district may carry over from one year to the next
25 year up to 10 percent of the general fund—state funds allocated under
26 this program; however, carryover funds shall be expended in the
27 special education program.

28 (11) \$88,000 of the general fund—state appropriation for fiscal
29 year 2022, \$87,000 of the general fund—state appropriation for fiscal
30 year 2023, and \$214,000 of the general fund—federal appropriation are
31 provided solely for a special education family liaison position
32 within the office of the superintendent of public instruction.

33 (12) \$5,000,000 of the general fund—state appropriation for
34 fiscal year 2022, \$12,000,000 of the general fund—state appropriation
35 for fiscal year 2023, and \$7,000,000 of the elementary and secondary
36 school emergency relief III account—federal appropriation are
37 provided solely for the office of the superintendent of public
38 instruction to provide an allocation to school districts for
39 extension of transition services for students with disabilities who

1 turned age 21 during the 2019-20 or 2020-21 school years, did not
2 graduate with a regular diploma, and require recovery services on or
3 after July 1, 2021, as determined by the student's individualized
4 education plan team. The extension of these services does not reduce
5 or supplant any other services for which the individual would be
6 eligible. Allocations for this purpose may not exceed the amounts
7 provided in this subsection. The office of the superintendent of
8 public instruction may adopt formulas and procedures to define a per-
9 student amount to be provided to students that meet the criteria, so
10 that allocations do not exceed amounts provided in this subsection.
11 Amounts provided in this subsection are outside the state's program
12 of basic education.

13 (13) (a) \$52,704,000 of the general fund—federal appropriation
14 (ARPA) is provided solely for allocations from federal funding as
15 authorized in section 2014, the American rescue plan act of 2021,
16 P.L. 117-2.

17 (b) \$4,411,000 of the general fund—federal appropriation (ARPA)
18 is provided solely for providing preschool services to qualifying
19 special education students under section 619 of the federal
20 individuals with disabilities education act, pursuant to section
21 2002, the American rescue plan act of 2021, P.L. 117-2.

22 (14) \$7,000,000 of the general fund—state appropriation for
23 fiscal year 2022 and \$5,000,000 of the general fund—state
24 appropriation for fiscal year 2023 are provided solely for the office
25 of the superintendent of public instruction to support professional
26 development in inclusionary practices for classroom teachers. The
27 primary form of support to public school classroom teachers must be
28 for mentors who are experts in best practices for inclusive
29 education, differentiated instruction, and individualized
30 instruction. Funding for mentors must be prioritized to the public
31 schools with the highest percentage of students with individualized
32 education programs aged three through 21 who spend the least amount
33 of time in general education classrooms.

34 **Sec. 510.** 2021 c 334 s 510 (uncodified) is amended to read as
35 follows:

36 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR EDUCATIONAL SERVICE**
37 **DISTRICTS**

38 General Fund—State Appropriation (FY 2022). \$28,636,000

1	General Fund—State Appropriation (FY 2023).	((\$28,636,000))
2		<u>\$30,891,000</u>
3	TOTAL APPROPRIATION.	((\$57,272,000))
4		<u>\$59,527,000</u>

5 The appropriations in this section are subject to the following
6 conditions and limitations:

7 (1) The educational service districts shall continue to furnish
8 financial services required by the superintendent of public
9 instruction and RCW 28A.310.190 (3) and (4).

10 (2) Funding within this section is provided for regional
11 professional development related to mathematics and science
12 curriculum and instructional strategies aligned with common core
13 state standards and next generation science standards. Funding shall
14 be distributed among the educational service districts in the same
15 proportion as distributions in the 2007-2009 biennium. Each
16 educational service district shall use this funding solely for salary
17 and benefits for a certificated instructional staff with expertise in
18 the appropriate subject matter and in professional development
19 delivery, and for travel, materials, and other expenditures related
20 to providing regional professional development support.

21 (3) Funding in this section is provided for regional professional
22 development related to English language arts curriculum and
23 instructional strategies aligned with common core state standards.
24 Each educational service district shall use this funding solely for
25 salary and benefits for certificated instructional staff with
26 expertise in the appropriate subject matter and in professional
27 development delivery, and for travel, materials, and other
28 expenditures related to providing regional professional development
29 support.

30 (4) Funding in this section is provided for regional technical
31 support for the K-20 telecommunications network to prevent system
32 failures and avoid interruptions in school utilization of the data
33 processing and video-conferencing capabilities of the network. These
34 funds may be used to purchase engineering and advanced technical
35 support for the network.

36 (5) Funding in this section is provided for a corps of nurses
37 located at the educational service districts, to be dispatched in
38 coordination with the office of the superintendent of public
39 instruction, to provide direct care to students, health education,

1 and training for school staff. Beginning in fiscal year 2022,
2 allocations for the corps of nurses is sufficient to provide one day
3 per week of nursing services for all second-class school districts.

4 (6) Funding in this section is provided for staff and support at
5 the nine educational service districts to provide a network of
6 support for school districts to develop and implement comprehensive
7 suicide prevention and behavioral health supports for students.

8 (7) Funding in this section is provided for staff and support at
9 the nine educational service districts to provide assistance to
10 school districts with comprehensive safe schools planning, conducting
11 needs assessments, school safety and security trainings, coordinating
12 appropriate crisis and emergency response and recovery, and
13 developing threat assessment and crisis intervention teams. Beginning
14 in fiscal year 2022, allocations for staff and support for regional
15 safety centers are increased to 3 full-time equivalent certificated
16 instructional staff for each regional safety center.

17 (8) Funding in this section is provided for regional English
18 language arts coordinators to provide professional development of
19 teachers and principals around the new early screening for dyslexia
20 requirements.

21 (9) The educational service districts, at the request of the
22 state board of education pursuant to RCW 28A.310.010 and 28A.305.130,
23 may receive and screen applications for school accreditation, conduct
24 school accreditation site visits pursuant to state board of education
25 rules, and submit to the state board of education post-site visit
26 recommendations for school accreditation. The educational service
27 districts may assess a cooperative service fee to recover actual plus
28 reasonable indirect costs for the purposes of this subsection.

29 (10) \$2,150,000 of the general fund—state appropriation for
30 fiscal year 2022 and (~~(\$2,150,000)~~) \$2,169,000 of the general fund—
31 state appropriation for fiscal year 2023 are provided solely for each
32 educational service district to provide technology consultation,
33 procurement, and training required under Engrossed Second Substitute
34 House Bill No. 1365 (schools/computers & devices). (~~(If the bill is~~
35 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
36 ~~shall lapse.))~~)

37 (11) \$1,009,000 of the general fund—state appropriation for
38 fiscal year 2023 is provided solely for implementation of Senate Bill

1 No. 5539 (ed. service district funding). If the bill is not enacted
2 by June 30, 2022, the amount provided in this subsection shall lapse.

3 **Sec. 511.** 2021 c 334 s 511 (uncodified) is amended to read as
4 follows:

5 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR LOCAL EFFORT**
6 **ASSISTANCE**

7	General Fund—State Appropriation (FY 2022)	((\$271,870,000))
8		<u>\$297,283,000</u>
9	General Fund—State Appropriation (FY 2023)	((\$247,305,000))
10		<u>\$290,154,000</u>
11	<u>Washington Opportunity Pathways Account—State</u>	
12	<u>Appropriation.</u>	<u>\$6,549,000</u>
13	TOTAL APPROPRIATION.	((\$519,175,000))
14		<u>\$593,986,000</u>

15 The appropriations in this section are subject to the following
16 conditions and limitations:

17 (1) \$25,413,000 of the general fund—state appropriation for
18 fiscal year 2022 and \$42,849,000 of the general fund—state
19 appropriation for fiscal year 2023 are provided solely for
20 implementation of Substitute Senate Bill No. 5563 (enrollment
21 stabilization). If the bill is not enacted by June 30, 2022, the
22 amounts provided in this subsection shall lapse.

23 (2) \$6,549,000 of the opportunity pathways account—state
24 appropriation is provided solely for grants during the 2022-23 school
25 year for enrichment activities permitted by RCW 28A.150.276(2). The
26 superintendent of public instruction must distribute to each public
27 school receiving allocations under chapter 28A.710 RCW a per pupil
28 enrichment grant of \$1,550 per student as increased for inflation
29 from the 2019 calendar year multiplied by the student enrollment of
30 the public school receiving allocations under chapter 28A.710 RCW in
31 the prior school year.

32 **Sec. 512.** 2021 c 334 s 512 (uncodified) is amended to read as
33 follows:

34 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR INSTITUTIONAL**
35 **EDUCATION PROGRAMS**

36	General Fund—State Appropriation (FY 2022)	((\$17,779,000))
37		<u>\$13,974,000</u>

1	General Fund—State Appropriation (FY 2023).	((\$19,481,000))
2		<u>\$13,498,000</u>
3	TOTAL APPROPRIATION.	((\$37,260,000))
4		<u>\$27,472,000</u>

5 The appropriations in this section are subject to the following
6 conditions and limitations:

7 (1) Each general fund—state fiscal year appropriation includes
8 such funds as are necessary to complete the school year ending in the
9 fiscal year and for prior fiscal year adjustments.

10 (2) State funding provided under this section is based on
11 salaries and other expenditures for a 220-day school year. The
12 superintendent of public instruction shall monitor school district
13 expenditure plans for institutional education programs to ensure that
14 districts plan for a full-time summer program.

15 (3) State funding for each institutional education program shall
16 be based on the institution's annual average full-time equivalent
17 student enrollment. Staffing ratios for each category of institution
18 shall remain the same as those funded in the 1995-97 biennium.

19 (4) The funded staffing ratios for education programs for
20 juveniles age 18 or less in department of corrections facilities
21 shall be the same as those provided in the 1997-99 biennium.

22 (5) \$701,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$701,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely to maintain at least one
25 certificated instructional staff and related support services at an
26 institution whenever the K-12 enrollment is not sufficient to support
27 one full-time equivalent certificated instructional staff to furnish
28 the educational program. The following types of institutions are
29 included: Residential programs under the department of social and
30 health services for developmentally disabled juveniles, programs for
31 juveniles under the department of corrections, programs for juveniles
32 under the juvenile rehabilitation administration, and programs for
33 juveniles operated by city and county jails.

34 (6) \$3,157,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$3,613,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely to increase the capacity of
37 institutional education programs to differentiate instruction to meet
38 students' unique educational needs, including students with
39 individualized educational plans. Those needs may include but are not

1 limited to one-on-one instruction, enhanced access to counseling for
2 social emotional needs of the student, and services to identify the
3 proper level of instruction at the time of student entry into the
4 facility. Allocations of amounts for this purpose in a school year
5 must be based on 45 percent of full-time enrollment in institutional
6 education receiving a differentiated instruction amount per pupil
7 equal to the total statewide allocation generated by the distribution
8 formula under RCW 28A.150.260 (4)(a), (5), (6), and (8) and the
9 allocation under RCW 28A.150.415, per the statewide full-time
10 equivalent enrollment in common schools.

11 (7) \$300,000 of the general fund—state appropriation in fiscal
12 year 2022 and \$300,000 of the general fund—state appropriation in
13 fiscal year 2023 are provided solely to support three student records
14 coordinators to manage the transmission of academic records for each
15 of the long-term juvenile institutions. One coordinator is provided
16 for each of the following: The Issaquah school district for the Echo
17 Glen children's center, the Chehalis school district for Green Hill
18 academic school, and the Naselle-Grays River Valley school district
19 for Naselle youth camp school.

20 (8) Ten percent of the funds allocated for the institution may be
21 carried over from one year to the next.

22 (9) \$588,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$897,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for one educational advocate to
25 each institution with enrollments above 40 full-time equivalent
26 students beginning in the 2021-22 school year in addition to any
27 educational advocates supported by federal funding. Educational
28 advocates will provide the following supports to students enrolled in
29 or just released from institutional education programs:

30 (a) Advocacy for institutional education students to eliminate
31 barriers to educational access and success;

32 (b) Consultation with juvenile rehabilitation staff to develop
33 educational plans for and with participating youth;

34 (c) Monitoring educational progress of participating students;

35 (d) Providing participating students with school and local
36 resources that may assist in educational access and success upon
37 release from institutional education facilities; and

1 (e) Coaching students and caregivers to advocate for educational
2 needs to be addressed at the school district upon return to the
3 community.

4 (10) \$49,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$75,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely to increase materials, supplies,
7 and operating costs by \$85 per pupil beginning in the 2021-22 school
8 year for technology supports for institutional education programs.
9 This funding is in addition to general education materials, supplies,
10 and operating costs provided to institutional education programs,
11 which exclude formula costs supported by the institutional
12 facilities.

13 **Sec. 513.** 2021 c 334 s 513 (uncodified) is amended to read as
14 follows:

15 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR PROGRAMS FOR HIGHLY**
16 **CAPABLE STUDENTS**

17	General Fund—State Appropriation (FY 2022).	((\$33,262,000))
18		<u>\$31,926,000</u>
19	General Fund—State Appropriation (FY 2023).	((\$33,711,000))
20		<u>\$32,210,000</u>
21	TOTAL APPROPRIATION.	((\$66,973,000))
22		<u>\$64,136,000</u>

23 The appropriations in this section are subject to the following
24 conditions and limitations:

25 (1) Each general fund fiscal year appropriation includes such
26 funds as are necessary to complete the school year ending in the
27 fiscal year and for prior fiscal year adjustments.

28 (2)(a) For the 2021-22 and 2022-23 school years, the
29 superintendent shall allocate funding to school district programs for
30 highly capable students as provided in RCW 28A.150.260(10)(c) except
31 that allocations must be based on 5.0 percent of each school
32 district's full-time equivalent enrollment. In calculating the
33 allocations, the superintendent shall assume the following: (i)
34 Additional instruction of 2.1590 hours per week per funded highly
35 capable program student; (ii) fifteen highly capable program students
36 per teacher; (iii) 36 instructional weeks per year; (iv) 900
37 instructional hours per teacher; and (v) the compensation rates as
38 provided in sections 505 and 506 of this act.

1 (b) From July 1, 2021, to August 31, 2021, the superintendent
2 shall allocate funding to school districts programs for highly
3 capable students as provided in section 511, chapter 357, Laws of
4 2020, as amended.

5 **Sec. 514.** 2021 c 334 s 514 (uncodified) is amended to read as
6 follows:

7 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR MISCELLANEOUS—EVERY**
8 **STUDENT SUCCEEDS ACT**

9	General Fund—Federal Appropriation.	((\$6,802,000))
10		<u>\$9,802,000</u>
11	TOTAL APPROPRIATION.	((\$6,802,000))
12		<u>\$9,802,000</u>

13 **Sec. 515.** 2021 c 334 s 515 (uncodified) is amended to read as
14 follows:

15 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—EDUCATION REFORM**
16 **PROGRAMS**

17	General Fund—State Appropriation (FY 2022).	((\$137,813,000))
18		<u>\$134,083,000</u>
19	General Fund—State Appropriation (FY 2023).	((\$141,081,000))
20		<u>\$138,555,000</u>
21	General Fund—Federal Appropriation.	((\$96,598,000))
22		<u>\$96,701,000</u>
23	General Fund—Private/Local Appropriation.	\$1,450,000
24	Education Legacy Trust Account—State Appropriation.	((\$1,638,000))
25		<u>\$1,642,000</u>
26	TOTAL APPROPRIATION.	((\$378,580,000))
27		<u>\$372,431,000</u>

28 The appropriations in this section are subject to the following
29 conditions and limitations:

- 30 (1) ACCOUNTABILITY
- 31 (a) \$26,975,000 of the general fund—state appropriation for
32 fiscal year 2022, \$26,975,000 of the general fund—state appropriation
33 for fiscal year 2023, \$1,350,000 of the education legacy trust
34 account—state appropriation, and \$15,868,000 of the general fund—
35 federal appropriation are provided solely for development and
36 implementation of the Washington state assessment system.

1 (b) \$14,352,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$14,352,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for
4 implementation of chapter 159, Laws of 2013 (K-12 education - failing
5 schools).

6 (2) EDUCATOR CONTINUUM

7 (a) (~~(\$75,374,000)~~) \$71,644,000 of the general fund—state
8 appropriation for fiscal year 2022 and (~~(\$78,547,000)~~) \$75,638,000 of
9 the general fund—state appropriation for fiscal year 2023 are
10 provided solely for the following bonuses for teachers who hold
11 valid, unexpired certification from the national board for
12 professional teaching standards and who are teaching in a Washington
13 public school, subject to the following conditions and limitations:

14 (i) For national board certified teachers, a bonus of \$5,705 per
15 teacher in the 2021-22 school year and a bonus of (~~(\$5,796)~~) \$5,865
16 per teacher in the 2022-23 school year;

17 (ii) An additional \$5,000 annual bonus shall be paid to national
18 board certified teachers who teach in either: (A) High schools where
19 at least 50 percent of student headcount enrollment is eligible for
20 federal free or reduced-price lunch, (B) middle schools where at
21 least 60 percent of student headcount enrollment is eligible for
22 federal free or reduced-price lunch, or (C) elementary schools where
23 at least 70 percent of student headcount enrollment is eligible for
24 federal free or reduced-price lunch;

25 (iii) The superintendent of public instruction shall adopt rules
26 to ensure that national board certified teachers meet the
27 qualifications for bonuses under (b) of this subsection for less than
28 one full school year receive bonuses in a prorated manner. All
29 bonuses in this subsection will be paid in July of each school year.
30 Bonuses in this subsection shall be reduced by a factor of 40 percent
31 for first year NBPTS certified teachers, to reflect the portion of
32 the instructional school year they are certified; and

33 (iv) During the 2021-22 and 2022-23 school years, and within
34 available funds, certificated instructional staff who have met the
35 eligibility requirements and have applied for certification from the
36 national board for professional teaching standards may receive a
37 conditional loan of two thousand dollars or the amount set by the
38 office of the superintendent of public instruction to contribute
39 toward the current assessment fee, not including the initial up-front

1 candidacy payment. The fee shall be an advance on the first annual
2 bonus under RCW 28A.405.415. The conditional loan is provided in
3 addition to compensation received under a district's salary
4 allocation and shall not be included in calculations of a district's
5 average salary and associated salary limitation under RCW
6 28A.400.200. Recipients who fail to receive certification after fully
7 exhausting all years of candidacy as set by the national board for
8 professional teaching standards are required to repay the conditional
9 loan. The office of the superintendent of public instruction shall
10 adopt rules to define the terms for initial grant of the assessment
11 fee and repayment, including applicable fees. To the extent
12 necessary, the superintendent may use revenues from the repayment of
13 conditional loan scholarships to ensure payment of all national board
14 bonus payments required by this section in each school year.

15 (b) \$3,418,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$3,418,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for implementation of a new
18 performance-based evaluation for certificated educators and other
19 activities as provided in chapter 235, Laws of 2010 (education
20 reform) and chapter 35, Laws of 2012 (certificated employee
21 evaluations).

22 (c) \$477,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$477,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the leadership internship
25 program for superintendents, principals, and program administrators.

26 (d) \$810,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$810,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for the development of a
29 leadership academy for school principals and administrators. The
30 superintendent of public instruction shall contract with an
31 independent organization to operate a state-of-the-art education
32 leadership academy that will be accessible throughout the state.
33 Semiannually the independent organization shall report on amounts
34 committed by foundations and others to support the development and
35 implementation of this program. Leadership academy partners shall
36 include the state level organizations for school administrators and
37 principals, the superintendent of public instruction, the
38 professional educator standards board, and others as the independent
39 organization shall identify.

1 (e) \$10,500,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$10,500,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for a
4 beginning educator support program (BEST). The program shall
5 prioritize first year educators in the mentoring program. School
6 districts and/or regional consortia may apply for grant funding. The
7 program provided by a district and/or regional consortia shall
8 include: A paid orientation; assignment of a qualified mentor;
9 development of a professional growth plan for each beginning educator
10 aligned with professional certification; release time for mentors and
11 new educators to work together; and educator observation time with
12 accomplished peers. Funding may be used to provide statewide
13 professional development opportunities for mentors and beginning
14 educators.

15 (f) \$4,000,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$4,000,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for the provision of training
18 for teachers, principals, and principal evaluators in the
19 performance-based teacher principal evaluation program.

20 **Sec. 516.** 2021 c 334 s 516 (uncodified) is amended to read as
21 follows:

22 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR TRANSITIONAL**
23 **BILINGUAL PROGRAMS**

24	General Fund—State Appropriation (FY 2022)	((\$228,658,000))
25		<u>\$217,022,000</u>
26	General Fund—State Appropriation (FY 2023)	((\$233,390,000))
27		<u>\$218,077,000</u>
28	General Fund—Federal Appropriation	\$102,242,000
29	TOTAL APPROPRIATION	((\$564,290,000))
30		<u>\$537,341,000</u>

31 The appropriations in this section are subject to the following
32 conditions and limitations:

33 (1) Each general fund fiscal year appropriation includes such
34 funds as are necessary to complete the school year ending in the
35 fiscal year and for prior fiscal year adjustments.

36 (2) (a) For the 2021-22 and 2022-23 school years, the
37 superintendent shall allocate funding to school districts for
38 transitional bilingual programs under RCW 28A.180.010 through

1 28A.180.080, including programs for exited students, as provided in
2 RCW 28A.150.260(10)(b) and the provisions of this section. In
3 calculating the allocations, the superintendent shall assume the
4 following averages: (i) Additional instruction of 4.7780 hours per
5 week per transitional bilingual program student in grades
6 kindergarten through six and 6.7780 hours per week per transitional
7 bilingual program student in grades seven through twelve in school
8 years 2021-22 and 2022-23; (ii) additional instruction of 3.0000
9 hours per week in school years 2021-22 and 2022-23 for the head count
10 number of students who have exited the transitional bilingual
11 instruction program within the previous two years based on their
12 performance on the English proficiency assessment; (iii) fifteen
13 transitional bilingual program students per teacher; (iv) 36
14 instructional weeks per year; (v) 900 instructional hours per
15 teacher; and (vi) the compensation rates as provided in sections 505
16 and 506 of this act. Pursuant to RCW 28A.180.040(1)(g), the
17 instructional hours specified in (a)(ii) of this subsection (2) are
18 within the program of basic education.

19 (b) From July 1, 2021, to August 31, 2021, the superintendent
20 shall allocate funding to school districts for transitional bilingual
21 instruction programs as provided in section 514, chapter 357, Laws of
22 2020, as amended.

23 (3) The superintendent may withhold allocations to school
24 districts in subsection (2) of this section solely for the central
25 provision of assessments as provided in RCW 28A.180.090 (1) and (2)
26 up to the following amounts: (~~(1.77)~~) 1.89 percent for school year
27 2021-22 and (~~(1.76)~~) 1.89 percent for school year 2022-23.

28 (4) The general fund—federal appropriation in this section is for
29 migrant education under Title I Part C and English language
30 acquisition, and language enhancement grants under Title III of the
31 elementary and secondary education act.

32 (5) \$35,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$35,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely to track current and former
35 transitional bilingual program students.

36 (6) \$1,185,000 of the general fund—state appropriation in fiscal
37 year 2022 and \$1,185,000 of the general fund—state appropriation in
38 fiscal year 2023 are provided solely for the central provision of

1 assessments as provided in RCW 28A.180.090, and is in addition to the
2 withholding amounts specified in subsection (3) of this section.

3 **Sec. 517.** 2021 c 334 s 517 (uncodified) is amended to read as
4 follows:

5 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE LEARNING**
6 **ASSISTANCE PROGRAM**

7	General Fund—State Appropriation (FY 2022).	((\$446,816,000))
8		<u>\$449,472,000</u>
9	General Fund—State Appropriation (FY 2023).	((\$455,435,000))
10		<u>\$474,214,000</u>
11	General Fund—Federal Appropriation.	\$533,481,000
12	TOTAL APPROPRIATION.	((\$1,435,732,000))
13		<u>\$1,457,167,000</u>

14 The appropriations in this section are subject to the following
15 conditions and limitations:

16 (1) The general fund—state appropriations in this section are
17 subject to the following conditions and limitations:

18 (a) The appropriations include such funds as are necessary to
19 complete the school year ending in the fiscal year and for prior
20 fiscal year adjustments.

21 (b) (i) For the 2021-22 and 2022-23 school years, the
22 superintendent shall allocate funding to school districts for
23 learning assistance programs as provided in RCW 28A.150.260(10)(a),
24 except that the allocation for the additional instructional hours
25 shall be enhanced as provided in this section, which enhancements are
26 within the program of the basic education. In calculating the
27 allocations, the superintendent shall assume the following averages:

28 (A) Additional instruction of 2.3975 hours per week per funded
29 learning assistance program student for the 2021-22 and 2022-23
30 school years; (B) additional instruction of 1.1 hours per week per
31 funded learning assistance program student for the 2021-22 and
32 2022-23 school years in qualifying high-poverty school building; (C)
33 fifteen learning assistance program students per teacher; (D) 36
34 instructional weeks per year; (E) 900 instructional hours per
35 teacher; and (F) the compensation rates as provided in sections 505
36 and 506 of this act.

37 (ii) From July 1, 2021, to August 31, 2021, the superintendent
38 shall allocate funding to school districts for learning assistance

1 programs as provided in section 515, chapter 357, Laws of 2020, as
2 amended.

3 (c) A school district's funded students for the learning
4 assistance program shall be the sum of the district's full-time
5 equivalent enrollment in grades K-12 for the prior school year
6 multiplied by the district's percentage of October headcount
7 enrollment in grades K-12 eligible for free or reduced-price lunch in
8 the prior school year. The prior school year's October headcount
9 enrollment for free and reduced-price lunch shall be as reported in
10 the comprehensive education data and research system.

11 (2) Allocations made pursuant to subsection (1) of this section
12 shall be adjusted to reflect ineligible applications identified
13 through the annual income verification process required by the
14 national school lunch program, as recommended in the report of the
15 state auditor on the learning assistance program dated February,
16 2010.

17 (3) The general fund—federal appropriation in this section is
18 provided for Title I Part A allocations of the every student succeeds
19 act of 2016.

20 (4) A school district may carry over from one year to the next up
21 to 10 percent of the general fund—state funds allocated under this
22 program; however, carryover funds shall be expended for the learning
23 assistance program.

24 (5) Within existing resources, during the 2021-22 and 2022-23
25 school years, school districts are authorized to use funds allocated
26 for the learning assistance program to also provide assistance to
27 high school students who have not passed the state assessment in
28 science.

29 (6) In addition to funding allocated under RCW 28A.150.260(10),
30 the superintendent must allocate the following additional learning
31 assistance program amounts to school districts:

32 (a) High poverty-based allocations in the 2022-23 school year for
33 schools not eligible in the 2022-23 school year that were eligible
34 for high poverty allocation in the previous school year.

35 (b) Allocations necessary to increase a school district's
36 allocations under RCW 28A.150.260(10)(a)(i) up to an amount that
37 would be generated based on the district's percentage of October
38 headcount in grades K-12 eligible for free or reduced-price lunch in
39 the 2019-20 school year if greater than the percentage allowed under
40 RCW 28A.150.260(10)(a)(i).

1 (2) When adopting new or revised rules or policies relating to
2 the administration of allocations in part V of this act that result
3 in fiscal impact, the office of the superintendent of public
4 instruction shall seek legislative approval through the budget
5 request process.

6 (3) Appropriations made in this act to the office of the
7 superintendent of public instruction shall initially be allotted as
8 required by this act. Subsequent allotment modifications shall not
9 include transfers of moneys between sections of this act, except as
10 expressly provided in subsection (4) of this section.

11 (4) The appropriations to the office of the superintendent of
12 public instruction in this act shall be expended for the programs and
13 amounts specified in this act. However, after May 1, 2022, unless
14 specifically prohibited by this act and after approval by the
15 director of financial management, the superintendent of public
16 instruction may transfer state general fund appropriations for fiscal
17 year 2022 among the following programs to meet the apportionment
18 schedule for a specified formula in another of these programs:
19 General apportionment; employee compensation adjustments; pupil
20 transportation; special education programs; institutional education
21 programs; transitional bilingual programs; highly capable programs;
22 and learning assistance programs.

23 (5) The director of financial management shall notify the
24 appropriate legislative fiscal committees in writing prior to
25 approving any allotment modifications or transfers under this
26 section.

27 (6) Appropriations in sections 504 and 506 of this act for
28 insurance benefits under chapter 41.05 RCW are provided solely for
29 the superintendent to allocate to districts for employee health
30 benefits as provided in (~~section 942 of this act~~) section 930 of
31 this act. The superintendent may not allocate, and districts may not
32 expend, these amounts for any other purpose beyond those authorized
33 in (~~section 942 of this act~~) section 930 of this act.

34 (5) As required by RCW 28A.710.110, the office of the
35 superintendent of public instruction shall transmit the charter
36 school authorizer oversight fee for the charter school commission to
37 the charter school oversight account.

38 **Sec. 520.** 2021 c 334 s 520 (uncodified) is amended to read as
39 follows:

1 **FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR**
2 **CHARTER SCHOOLS**

3 Washington Opportunity Pathways Account—State
4 Appropriation. ((~~\$140,838,000~~))
5 \$145,969,000
6 TOTAL APPROPRIATION. ((~~\$140,838,000~~))
7 \$145,969,000

8 The appropriation in this section is subject to the following
9 conditions and limitations:

10 (1) The superintendent shall distribute funding appropriated in
11 this section to charter schools under chapter 28A.710 RCW. Within
12 amounts provided in this section the superintendent may distribute
13 funding for safety net awards for charter schools with demonstrated
14 needs for special education funding beyond the amounts provided under
15 chapter 28A.710 RCW.

16 (2) \$23,000 of the Washington opportunity pathways account—state
17 appropriation is provided solely for enrollment stabilization
18 allocations required in section 1519 of this act.

19 (3) \$147,000 of the Washington opportunity pathways account—state
20 appropriation is provided solely for transportation emergency
21 allocations required in section 1516(3) of this act.

22 (4) \$1,667,000 of the Washington opportunity pathways account—
23 state appropriation is provided solely for enrollment stabilization
24 allocations as required in section 523 of this act pursuant to
25 Substitute Senate Bill No. 5563 (enrollment stabilization). If the
26 bill is not enacted by June 30, 2022, the amount provided in this
27 subsection shall lapse.

28 **Sec. 521.** 2021 c 334 s 521 (uncodified) is amended to read as
29 follows:

30 **FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE**
31 **WASHINGTON STATE CHARTER SCHOOL COMMISSION**

32 Washington Opportunity Pathways Account—State
33 Appropriation. \$23,000
34 Charter Schools Oversight Account—State
35 Appropriation. ((~~\$3,605,000~~))
36 \$3,881,000
37 TOTAL APPROPRIATION. ((~~\$3,628,000~~))
38 \$3,904,000

1 The appropriations in this section are subject to the following
2 conditions and limitations:

3 (1) The entire Washington opportunity pathways account—state
4 appropriation in this section is provided to the superintendent of
5 public instruction solely for the operations of the Washington state
6 charter school commission under chapter 28A.710 RCW.

7 (2) \$28,000 of the charter schools oversight account—state
8 appropriation is provided solely to the Washington state charter
9 school commission to enable each charter school to participate in the
10 governance training required under Engrossed Substitute Senate Bill
11 No. 5044 (schools/equity training). ~~((If the bill is not enacted by
12 June 30, 2021, the amount provided in this subsection shall lapse.))~~

13 (3) \$238,000 of the charter schools oversight account—state
14 appropriation is provided solely for office of the attorney general
15 legal services related to litigation challenging the commission's
16 authority to oversee and regulate charter schools.

17 **Sec. 522.** 2021 c 334 s 522 (uncodified) is amended to read as
18 follows:

19 **FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR GRANTS**
20 **AND PASS THROUGH FUNDING**

21	General Fund—State Appropriation (FY 2022).	(\$80,319,000)
22		<u>\$80,194,000</u>
23	General Fund—State Appropriation (FY 2023).	(\$52,691,000)
24		<u>\$71,006,000</u>
25	General Fund—Federal Appropriation.	\$989,995,000
26	Elementary and Secondary School Emergency Relief	
27	III—Federal Appropriation.	(\$1,850,386,000)
28		<u>\$1,850,527,000</u>
29	TOTAL APPROPRIATION.	(\$2,973,391,000)
30		<u>\$2,991,722,000</u>

31 The appropriations in this section are subject to the following
32 conditions and limitations:

33 (1) \$4,894,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$4,894,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided for the office of the superintendent of
36 public instruction to administer programs and grants which increase
37 equitable access to dual credit programs, including subsidizing or

1 eliminating student costs for dual credit courses or exams. By
2 November 2022, the office shall submit a report to relevant
3 committees of the legislature describing options for entering into
4 statewide agreements with dual credit exam companies that will reduce
5 the overall costs for all students and eliminate costs for students
6 who are low income.

7 (2) (a) \$2,752,000 of the general fund—state appropriation for
8 fiscal year 2022 and \$2,752,000 of the general fund—state
9 appropriation for fiscal year 2023 are provided solely for secondary
10 career and technical education grants pursuant to chapter 170, Laws
11 of 2008, including parts of programs receiving grants that serve
12 students in grades four through six. If equally matched by private
13 donations, \$1,075,000 of the 2022 appropriation and \$1,075,000 of the
14 2023 appropriation shall be used to support FIRST robotics programs
15 in grades four through twelve. Of the amounts provided in this
16 subsection, \$800,000 of the fiscal year 2022 appropriation and
17 \$800,000 of the fiscal year 2023 appropriation are provided solely
18 for the purpose of statewide supervision activities for career and
19 technical education student leadership organizations.

20 (b) \$135,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$135,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for science, technology,
23 engineering and mathematics lighthouse projects, consistent with
24 chapter 238, Laws of 2010.

25 (c) \$250,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$250,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for advanced project lead the
28 way courses at ten high schools. To be eligible for funding in 2022,
29 a high school must have offered a foundational project lead the way
30 course during the 2020-21 school year. The 2022 funding must be used
31 for one-time start-up course costs for an advanced project lead the
32 way course, to be offered to students beginning in the 2021-22 school
33 year. To be eligible for funding in 2023, a high school must have
34 offered a foundational project lead the way course during the 2021-22
35 school year. The 2023 funding must be used for one-time start-up
36 course costs for an advanced project lead the way course, to be
37 offered to students beginning in the 2022-23 school year. The office
38 of the superintendent of public instruction and the education
39 research and data center at the office of financial management shall

1 track student participation and long-term outcome data. The office
2 may require the recipient of these funds to report the impacts of the
3 recipient's efforts in alignment with the measures of the Washington
4 school improvement framework.

5 (d) \$2,127,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$2,127,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for annual startup, expansion,
8 or maintenance of core plus programs in maritime, construction, and
9 aerospace and advanced manufacturing programs. To be eligible for
10 funding to start up, maintain, or expand programs under (i) through
11 (iii) of this subsection (d), the skills center and high schools must
12 be selected through a competitive grant process administered by the
13 office of the superintendent of public instruction in consultation
14 with the advisory committee established in (vi) of this subsection
15 (d). The office and the education research and data center shall
16 report annually student participation and long-term outcome data.
17 Within the amounts provided in this subsection:

18 (i) \$900,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$900,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for grants for the annual
21 startup, expansion, or maintenance of core plus programs in aerospace
22 and advanced manufacturing programs.

23 (ii) \$350,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$350,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for grants for the annual
26 startup, expansion, or maintenance of core plus programs in
27 construction programs.

28 (iii) \$350,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$350,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for grants for the annual
31 startup, expansion, or maintenance of core plus programs in maritime
32 programs.

33 (iv) For (i) through (iii) of this subsection (d), when the grant
34 demand does not align with the specified allocation, the
35 superintendent may allocate funding toward sector areas that meet
36 criteria based on agreement from industry sector representatives.

37 (v) \$527,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$527,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for the office to administer,

1 evaluate, and promote programs under (i) through (iii) of this
2 subsection (d) based on industry sector recommendations, including
3 contracts with sector-specific entities to expand sector-specific
4 employer engagement programs, increase work placement opportunities,
5 validate credentials necessary for direct employment, and provide
6 professional development to support schools, teachers, and students.
7 The office may also contract with an entity with experience promoting
8 core plus programming across industry sectors and education providers
9 to expand awareness and adoption of core plus programs.

10 (vi) The office shall convene and manage an advisory committee of
11 industry sector leadership from the core plus program areas and a
12 representative from a statewide business and manufacturing
13 association to inform the administration and continual improvement of
14 core plus programs, including grant determinations, reviewing data
15 and outcomes, recommending program improvements, and ensuring the use
16 of qualified contractors. The committee will advise the
17 superintendent on appropriate credentials, industry-based
18 competencies, and programs of study for high-demand sectors
19 represented in these program areas.

20 (3) (a) \$75,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$75,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for project citizen and we the
23 people: The citizen and the constitution programs sponsored by the
24 national conference of state legislatures and the center for civic
25 education to promote participation in government by middle and high
26 school students. Of the amounts provided, \$15,000 of the general fund
27 —state appropriation for fiscal year 2022 and \$15,000 of the general
28 fund—state appropriation for fiscal year 2023 are provided solely for
29 awarding a travel grant to the winner of the we the people: The
30 citizen and the constitution state competition.

31 (b) \$373,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$373,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for implementation of chapter
34 127, Laws of 2018 (civics education). Of the amounts provided in this
35 subsection (3) (b), \$10,000 of the general fund—state appropriation
36 for fiscal year 2022 and \$10,000 of the general fund—state
37 appropriation for fiscal year 2023 are provided solely for grant
38 programs to school districts to help cover travel costs associated
39 with civics education competitions.

1 (4) (a) \$55,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$55,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the office of the
4 superintendent of public instruction for statewide implementation of
5 career and technical education course equivalency frameworks
6 authorized under RCW 28A.700.070 for math and science. This may
7 include development of additional equivalency course frameworks,
8 course performance assessments, and professional development for
9 districts implementing the new frameworks.

10 (b) Within the amounts appropriated in this section the office of
11 the superintendent of public instruction shall ensure career and
12 technical education courses are aligned with high-demand, high-wage
13 jobs. The superintendent shall verify that the current list of career
14 and technical education courses meets the criteria established in RCW
15 28A.700.020(2). The superintendent shall remove from the list any
16 career and technical education course that no longer meets such
17 criteria.

18 (c) \$3,000,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$3,000,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the office of the
21 superintendent of public instruction to provide grants to school
22 districts and educational service districts for science teacher
23 training in the next generation science standards including training
24 in the climate science standards. At a minimum, school districts
25 shall ensure that teachers in one grade level in each elementary,
26 middle, and high school participate in this science training. Of the
27 amount appropriated \$1,000,000 is provided solely for community-based
28 nonprofits including tribal education organizations to partner with
29 public schools for next generation science standards.

30 (5) \$250,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$250,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the Kip Tokuda memorial
33 Washington civil liberties public education program. The
34 superintendent of public instruction shall award grants consistent
35 with RCW 28A.300.410.

36 (6) \$5,895,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$5,895,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for a contract with a
39 nongovernmental entity or entities for demonstration sites to improve

1 the educational outcomes of students who are dependent pursuant to
2 chapter 13.34 RCW pursuant to chapter 71, Laws of 2016 (foster youth
3 edu. outcomes). The office may require the recipient of these funds
4 to report the impacts of the recipient's efforts in alignment with
5 the measures of the Washington school improvement framework.

6 (a) Of the amount provided in this subsection (6), \$446,000 of
7 the general fund—state appropriation for fiscal year 2022 and
8 \$446,000 of the general fund—state appropriation for fiscal year 2023
9 are provided solely for the demonstration site established pursuant
10 to the 2013-2015 omnibus appropriations act, section 202(10), chapter
11 4, Laws of 2013, 2nd sp. sess.

12 (b) Of the amount provided in this subsection (6), \$1,015,000 of
13 the general fund—state appropriation for fiscal year 2022 and
14 \$1,015,000 of the general fund—state appropriation for fiscal year
15 2023 are provided solely for the demonstration site established
16 pursuant to the 2015-2017 omnibus appropriations act, section
17 501(43)(b), chapter 4, Laws of 2015, 3rd sp. sess., as amended.

18 (c) Of the amounts provided in this subsection (6), \$684,000 of
19 the general fund—state appropriation for fiscal year 2022 and
20 \$684,000 of the general fund—state appropriation for fiscal year 2023
21 are provided solely for the demonstration site established with
22 funding provided in the 2017-2019 omnibus appropriations act, chapter
23 1, Laws of 2017, 3rd sp. sess., as amended.

24 (d) \$1,000,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$1,250,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the demonstration site
27 established with funding provided in this act.

28 (e) \$55,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$55,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for maintaining and implementing
31 the data sharing agreement between the office, the department of
32 children, youth, and families, and the contractors to support
33 targeted service delivery, program evaluation, and statewide
34 education outcomes measurement for students served under this
35 section.

36 (7)(a) \$1,200,000 of the general fund—state appropriation for
37 fiscal year 2022 and \$1,200,000 of the general fund—state
38 appropriation for fiscal year 2023 are provided solely for
39 implementation of chapter 157, Laws of 2016 (homeless students).

1 (b) \$36,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$36,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for chapter 212, Laws of 2014
4 (homeless student educational outcomes).

5 (8) \$375,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$375,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for a nonviolence and ethical
8 leadership training and professional development program provided by
9 the institute for community leadership.

10 (9) (a) \$1,425,000 of the general fund—state appropriation for
11 fiscal year 2022 and \$1,425,000 of the general fund—state
12 appropriation for fiscal year 2023 are provided solely for dual
13 language grants to grow capacity for high quality dual language
14 learning. Grant funding may be used for new and existing dual
15 language programs, heritage language programs for immigrant and
16 refugee students, and indigenous language programs for native
17 students.

18 (b) Each grant recipient must convene an advisory board to guide
19 the development and continuous improvement of its dual language
20 program, including but not limited to: Determining which schools and
21 languages will be prioritized; conducting outreach to the community;
22 and addressing enrollment considerations and the hiring of staff. At
23 least half the members of the board must be parents of English
24 learner students or current or former English learner students. The
25 other members of the board must represent teachers, students, school
26 leaders, governing board members, youth, and community-based
27 organizations that support English learners.

28 (10) (a) \$4,940,000 of the general fund—state appropriation for
29 fiscal year 2022 and \$4,940,000 of the general fund—state
30 appropriation for fiscal year 2023 are provided solely for the
31 Washington state achievers scholarship and Washington higher
32 education readiness program. The funds shall be used to: Support
33 community involvement officers that recruit, train, and match
34 community volunteer mentors with students selected as achievers
35 scholars; and to identify and reduce barriers to college for low-
36 income and underserved middle and high school students. The office
37 may require the recipient of these funds to report the impacts of the
38 recipient's efforts in alignment with the measures of the Washington
39 school improvement framework.

1 (b) \$1,454,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$1,454,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for contracting with a college
4 scholarship organization with expertise in conducting outreach to
5 students concerning eligibility for the Washington college bound
6 scholarship consistent with chapter 405, Laws of 2007. The office may
7 require the recipient of these funds to report the impacts of the
8 recipient's efforts in alignment with the measures of the Washington
9 school improvement framework.

10 (c) \$362,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$362,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for implementation of chapter
13 180, Laws of 2017 (Washington Aim program).

14 (11)(a) \$500,000 of the general fund—state appropriation for
15 fiscal year 2022 and \$500,000 of the general fund—state appropriation
16 for fiscal year 2023 are provided solely for the Washington state
17 leadership and assistance for science education reform (LASER)
18 regional partnership activities, including instructional material
19 purchases, teacher and principal professional development, and school
20 and community engagement events. The office may require the recipient
21 of these funds to report the impacts of the recipient's efforts in
22 alignment with the measures of the Washington school improvement
23 framework.

24 (b) (i) \$3,000,000 of the general fund—state appropriation for
25 fiscal year 2022 and \$3,000,000 of the general fund—state
26 appropriation for fiscal year 2023 are provided solely for a
27 statewide information technology academy program. This public-private
28 partnership will provide educational software, as well as information
29 technology certification and software training opportunities for
30 students and staff in public schools for the 2021-22 and 2022-23
31 school years only. The office must evaluate other options that may be
32 available in the state for a future public-private partnership to
33 deliver similar services to students and staff of public schools at
34 no cost to the state.

35 (ii) The office must require the recipient of these funds to
36 report the impacts of the recipient's efforts in alignment with the
37 measures of the Washington school improvement framework. The report
38 must include the number of students served disaggregated by gender,

1 race, ethnicity, and free-and-reduced lunch eligibility as well as
2 the number of industry certificates attained by type of certificate.

3 (c) \$50,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$50,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for grants of \$2,500 to provide
6 twenty middle and high school teachers each year with professional
7 development training for implementing integrated math, science,
8 technology, and engineering programs in their schools.

9 (d) \$1,000,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$1,000,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for the computer science and
12 education grant program to support the following three purposes:
13 Train and credential teachers in computer sciences; provide and
14 upgrade technology needed to learn computer science; and, for
15 computer science frontiers grants to introduce students to and engage
16 them in computer science. The office of the superintendent of public
17 instruction must use the computer science learning standards adopted
18 pursuant to chapter 3, Laws of 2015 (computer science) in
19 implementing the grant, to the extent possible. Additionally, grants
20 provided for the purpose of introducing students to computer science
21 are intended to support innovative ways to introduce and engage
22 students from historically underrepresented groups, including girls,
23 low-income students, and minority students, to computer science and
24 to inspire them to enter computer science careers. The office of the
25 superintendent of public instruction may award up to \$500,000 each
26 year, without a matching requirement, to districts with greater than
27 fifty percent of students eligible for free and reduced-price meals.
28 All other awards must be equally matched by private sources for the
29 program, including gifts, grants, or endowments.

30 (e) \$750,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$750,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the office of the
33 superintendent of public instruction to contract with a qualified
34 501(c)(3) nonprofit community-based organization physically located
35 in Washington state that has at least 18 years of experience
36 collaborating with the office and school districts statewide to
37 integrate the state learning standards in English language arts,
38 mathematics, and science with FieldSTEM outdoor field studies and
39 project-based and work-based learning opportunities aligned with the

1 environmental, natural resource, and agricultural sectors. The office
2 may require the recipient of these funds to report the impacts of the
3 recipient's efforts in alignment with the measures of the Washington
4 school improvement framework.

5 (f) \$62,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$62,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for competitive grants to school
8 districts to increase the capacity of high schools to offer AP
9 computer science courses. In making grant allocations, the office of
10 the superintendent of public instruction must give priority to
11 schools and districts in rural areas, with substantial enrollment of
12 low-income students, and that do not offer AP computer science.
13 School districts may apply to receive either or both of the following
14 grants:

15 (i) A grant to establish partnerships to support computer science
16 professionals from private industry serving on a voluntary basis as
17 coinstructors along with a certificated teacher, including via
18 synchronous video, for AP computer science courses; or

19 (ii) A grant to purchase or upgrade technology and curriculum
20 needed for AP computer science, as well as provide opportunities for
21 professional development for classroom teachers to have the requisite
22 knowledge and skills to teach AP computer science.

23 (g) \$100,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$100,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for the Mobius science center to
26 expand mobile outreach of science, technology, engineering, and
27 mathematics (STEM) education to students in rural, tribal, and low-
28 income communities.

29 (12) \$85,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$85,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the centrum program at Fort
32 Worden state park.

33 (13) \$750,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$750,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for contracts with Washington
36 state based nonprofit organizations that provide a career-integrated
37 one-to-one mentoring program for disadvantaged high school students
38 facing academic and personal challenges with the goal of keeping them
39 on track for graduation and post-high school success. The mentoring

1 must include a focus on college readiness, career exploration and
2 social-emotional learning. An applicant requesting funding for these
3 dollars must successfully demonstrate to the department that it
4 currently provides a career-integrated one-to-one volunteer mentoring
5 program and has been mentoring high school youth for at least twenty
6 years in the state prior to application.

7 (14) \$250,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$250,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the office to contract with
10 an organization to create an after-school and summer learning program
11 in the city of Federal Way. The program shall provide comprehensive,
12 culturally competent academic support and cultural enrichment for
13 primarily latinx, spanish-speaking, low-income sixth, seventh, and
14 eighth grade students. The department must contract with an
15 organization with over forty years of experience that serves the
16 latino community in Seattle and King county and has previously
17 established an after-school and summer learning program.

18 (15) \$850,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$850,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the office of the
21 superintendent of public instruction to create and administer a grant
22 program for districts to reduce associated student body fees or
23 participation fees for students who are eligible to participate in
24 the federal free and reduced-price meals program. The office must
25 distribute grants for the 2021-22 school year to school districts by
26 August 10, 2021, and grants for the 2022-23 school year by August 1,
27 2022.

28 (a) Grant awards must be prioritized in the following order:

29 (i) High schools implementing the United States department of
30 agriculture community eligibility provision;

31 (ii) High schools with the highest percentage of students in
32 grades nine through twelve eligible to participate in the federal
33 free and reduced-price meals program; and

34 (iii) High schools located in school districts enrolling 5,000 or
35 fewer students.

36 (b) High schools that do not comply with the data collection and
37 reporting requirements in RCW 28A.320.540 are not eligible for grant
38 funding.

1 (c) The office of the superintendent of public instruction shall
2 award grants that are the lesser of the cost of the high school's
3 associated student body card multiplied by the number of students
4 eligible for the free or reduced-price meals program that purchased a
5 student body card in either 2018-19 or 2019-20 school year, whichever
6 is higher, or \$10,000.

7 (d) The office may award additional funding if:

8 (i) The appropriations provided are greater than the total amount
9 of funding requested at the end of the application cycle; and

10 (ii) The applicant shows a demonstrated need for additional
11 support.

12 (16) \$250,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$250,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the south Kitsap school
15 district to codevelop a pilot strategy to increase completion rates
16 for the free application for federal student aid (FAFSA).

17 (17) \$500,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$500,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for the office of the
20 superintendent of public instruction to contract with a Washington-
21 based nonprofit organization to promote equitable access in science,
22 technology, engineering, and math education for historically
23 underserved students and communities. The nonprofit shall provide a
24 system of science educational programming specifically for migrant
25 and bilingual students, including teacher professional development,
26 culturally responsive classroom resources that are aligned with
27 Washington state science and environmental and sustainability
28 learning standards, and implementation support. At least 50 percent
29 of the funding provided in this subsection must serve schools and
30 school districts in eastern Washington. The nonprofit organization
31 must have experience developing and implementing science and
32 environmental science programming and resources for migrant and
33 bilingual students.

34 (18) \$500,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$500,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for the office of the
37 superintendent of public instruction to contract with a nonprofit
38 organization serving opportunity youth in Pierce, King and Snohomish
39 counties. The organization must assist traditionally underrepresented

1 students on nontraditional educational pathways by providing
2 mentorship and technical assistance in navigating higher education
3 and financial aid. The office may require the recipient of these
4 funds to report the impacts of the efforts in alignment with the
5 measures of the Washington school improvement framework.

6 (19) \$500,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$500,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for the office of the
9 superintendent of public instruction to administer a grants program
10 for school districts to acquire and use research-based, social
11 emotional learning curricula in accordance with the state social
12 emotional learning standards. The office must prioritize school
13 districts that do not have existing research based social emotional
14 learning programs and that are also eligible for high-poverty
15 allocations from the learning assistance program.

16 (20) \$250,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$250,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the office to contract with
19 a nonprofit organization that specializes in using e-sports to engage
20 students in seven career clusters to bring team-based, career related
21 e-sports programs to each high school in the Battle Ground,
22 Evergreen, and Vancouver school districts. Any funding remaining may
23 be used for e-sports programs in the middle schools of the three
24 school districts.

25 (21) \$1,399,000 of the general fund—state appropriation for
26 fiscal year 2022 and \$1,399,000 of the general fund—state
27 appropriation for fiscal year 2023 are provided solely for school
28 districts to support youth who are truant under chapter 28A.225 RCW
29 or at risk of becoming truant, and for costs associated with filing
30 or serving petitions under RCW 28A.225.030.

31 (22) The general fund—state appropriations in this section for
32 fiscal year 2022 have been reduced by \$24,000 (~~and the general fund—~~
33 ~~state appropriations in this section for fiscal year 2023 have been~~
34 ~~reduced by \$5,000)) to reflect global compensation savings. The
35 office of financial management, in consultation with the office of
36 the superintendent of public instruction, shall adjust allotments
37 from the appropriations in this section, including allotments of
38 amounts provided solely for a specific purpose, to reflect the
39 reduction to the overall appropriation.~~

1 (23) \$500,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$500,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the office to contract with
4 an organization that works with educators to secure salmon eggs,
5 offer learning opportunities as the fry develop, and assist when
6 students release their fry into local creeks and lakes. Funding may
7 only be used for new programs located in elementary schools that are
8 eligible for high-poverty allocations from the learning assistance
9 program. Of the amounts provided in this subsection, the office may
10 use no more than \$35,000 each fiscal year for office administration
11 costs related to the contract.

12 (24) \$9,850,000 of the general fund—state appropriation for
13 fiscal year 2022 and \$9,850,000 of the general fund—state
14 appropriation for fiscal year 2023 are provided solely for the office
15 of the superintendent of public instruction to administer the
16 technology grant program established under Engrossed Second
17 Substitute House Bill No. 1365 (schools/computers & devices). (~~If~~
18 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
19 ~~this subsection shall lapse.~~)

20 (25) \$199,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$247,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for the media literacy and
23 digital citizenship grant program created in Engrossed Second
24 Substitute House Bill No. 1365 (schools/computers & devices). Total
25 grant awards may not exceed \$150,000. Of the amounts provided in this
26 subsection, \$50,000 of the general fund—state appropriation for
27 fiscal year 2023 is provided solely for two regional conferences.
28 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
29 ~~in this subsection shall lapse.~~)

30 (26) \$70,000 of the general fund—state appropriation for fiscal
31 year 2022 is provided solely for the southwest boys & girls club to
32 provide community mentoring, academic intervention, and culturally
33 specific supports through the "be great-graduate initiative" for a
34 cohort of White Center youth identified as high risk.

35 (27) (~~(\$250,000)~~) \$125,000 of the general fund—state
36 appropriation for fiscal year 2022 (~~is~~) and \$125,000 of the general
37 fund—state appropriation for fiscal year 2023 are provided solely for
38 grants to support teachers with costs associated with becoming
39 certified, endorsed, or licensed in computer science including, but

1 not limited to, professional development, training, licensure exams,
2 courses in pedagogy, and courses in computer science content.
3 Entities eligible for these funds include, but are not limited to,
4 individual teachers, local education agencies, approved professional
5 learning providers, and institutions of higher education located in
6 Washington state.

7 (28) \$150,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$150,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the Highline school district
10 to contract with an organization to offer pre-apprenticeship
11 opportunities for two cohorts of students in south King county during
12 the summer months of 2021.

13 (29) \$255,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$255,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the continuation of the math
16 improvement pilot program. The entirety of the funds appropriated for
17 fiscal year 2022 must be disbursed by the office to the recipients of
18 the grants no later than August 1, 2021, and the entirety of the
19 funds appropriated for fiscal year 2023 must be disbursed by the
20 office to the recipients of the grants no later than August 1, 2022.
21 Of the amounts provided in the subsection:

22 (a) \$85,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$85,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the Spokane school district.

25 (b) \$85,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$85,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for the Chehalis school
28 district.

29 (c) \$85,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$85,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the Bremerton school
32 district.

33 (30) Within existing resources, the office shall develop
34 recommendation to the legislature to merge the grant programs and
35 specific appropriations of pass-through funding for certain
36 activities or entities in this section into a competitive grant
37 funding process in future biennia. A competitive process must
38 allocate funding using the following five separate categories:

1 (a) Student supports and safety. Programs under this category
2 will support the mental, social-emotional, and physical safety of
3 students;

4 (b) Educator growth and development. Programs under this category
5 will support the recruitment and retention of educators, and support
6 their continual professional growth;

7 (c) Curricula development, dissemination, and supports. Programs
8 under this category will support the development, implementation, and
9 continuous improvement of curricula and other programs specific to
10 state learning standards and content areas;

11 (d) Eliminating inequitable student outcomes. Programs under this
12 category will increase outcomes for specific student groups,
13 including students experiencing homelessness or foster care; and

14 (e) Graduation success and preparation for postsecondary
15 pathways. Programs under this category will increase access to
16 graduation pathways aligned with students' postsecondary goals and
17 support for each student to graduate ready to achieve those goals.
18 These may include dual credit programs; dropout prevention,
19 intervention, and reengagement programs; core plus programs; and
20 other high demand career and technical education programs.

21 (31) \$500,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$500,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for the south Kitsap school
24 district for the controls programmer apprenticeship program.

25 (32) \$800,000 of the general fund—state appropriation for fiscal
26 year 2022 and (~~(\$800,000)~~) \$5,300,000 of the general fund—state
27 appropriation for fiscal year 2023 are provided solely for
28 transitional support grants to school districts to support schools
29 that incur costs transitioning from Native American school mascots,
30 logos, or team names under section 3 of Substitute House Bill No.
31 1356 (Native American names, etc.).

32 (33) \$10,000,000 of the general fund—state appropriation for
33 fiscal year 2023 is provided solely for the office of the
34 superintendent of public instruction to administer a grant program to
35 provide outdoor learning and overnight camp experiences for 5th or
36 6th grade students in Washington public schools. Funding shall be
37 provided to reimburse school districts for the per pupil cost of the
38 outdoor learning programs with priority given to districts located in
39 low-income communities. The programs may be up to five days of

1 outdoor learning and may include overnight or day experiences that
2 focus on environmental education aligned with Washington state
3 learning standards.

4 (34) \$250,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely for the Tacoma school district to
6 identify specific career relevant coursework and facilities needed
7 for the development of a comprehensive maritime focused career and
8 technical education program for the south Puget Sound area in
9 collaboration with the maritime industry in and around the port of
10 Tacoma, the office of the superintendent of public instruction, the
11 state board of education, and the workforce training board.

12 (35) \$200,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for grants to school districts and
14 educational service districts operating institutional education
15 programs for youth in state long-term juvenile institutions to
16 provide access to computer science elective courses created in Senate
17 Bill No. 5657 (computer science instruction). If the bill is not
18 enacted by June 30, 2022, the amount provided in this subsection
19 shall lapse.

20 (36) \$2,000,000 of the general fund—state appropriation for
21 fiscal year 2023 is provided solely for the grant program created in
22 Second Substitute Senate Bill No. 5720 (student financial literacy)
23 which provides grants to school districts for integrating financial
24 literacy education into professional development for certificated
25 staff. If the bill is not enacted by June 30, 2022, the amount
26 provided in this subsection shall lapse.

27 (37) \$1,000,000 of the general fund—state appropriation for
28 fiscal year 2023 is provided solely for grants to school districts,
29 charter schools, and state-tribal education compact schools to
30 establish K-12 intensive tutoring programs. Grants shall be used to
31 recruit, train, and hire tutors to provide one-on-one tutoring
32 services to K-12 students experiencing learning loss as a result of
33 the COVID-19 pandemic. The tutors must receive training in proven
34 tutoring models to ensure their effectiveness in addressing learning
35 loss.

36 (38) \$200,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for the grant program created in Senate
38 Bill No. 5487 (school consolid. incentives) that provides
39 consolidation planning grants to school districts.

1 (39) FEDERAL GRANTS FOR COVID-19 RECOVERY

2 (a) \$12,885,000 of the elementary and secondary school emergency
3 relief III account—federal appropriation from funds attributable to
4 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
5 117-2 is provided solely to administer a grant program for community-
6 based organizations to collaborate with school districts to support
7 learning recovery and acceleration.

8 (b) \$742,367,000 of the general fund—federal appropriation
9 (CRRSA/ESSER) from funds attributable to subsection 313(c), the
10 coronavirus response and relief supplemental appropriations act, P.L.
11 116-260, division M is provided solely for subgrants to local
12 education agencies. Total subgrants awarded under this subsection
13 (~~((+33))~~) (39)(b) and section 12, chapter 3, Laws of 2021 may not
14 exceed the federal amounts provided under subsection 313(c), the
15 coronavirus response and relief supplemental appropriations act, P.L.
16 116-260, division M.

17 (c)(i) \$46,263,000 of the general fund—federal appropriation
18 (CRRSA/GEER) is provided solely to provide emergency assistance to
19 nonpublic schools, as authorized in section 312(d), the coronavirus
20 response and relief supplemental appropriations act, P.L. 116-260,
21 division M. Total funds provided under this subsection (~~((+33))~~) (39)
22 (c)(i) and section 13, chapter 3, Laws of 2021 may not exceed the
23 federal amounts provided in section 312(d), the coronavirus response
24 and relief supplemental appropriations act, P.L. 116-260, division M.

25 (ii) \$43,708,000 of the general fund—federal appropriation (ARPA)
26 is provided solely to provide emergency assistance to nonpublic
27 schools, as authorized in section 2002, the American rescue plan act
28 of 2021, P.L. 117-2.

29 (d) \$1,333,801,000 of the elementary and secondary school
30 emergency relief III account—federal appropriation is provided solely
31 for allocations from funds attributable to subsection 2001(e)(2) the
32 American rescue plan act of 2021, P.L. 117-2 for subgrants to local
33 education agencies.

34 (e) \$333,450,000 of the elementary and secondary school emergency
35 relief III account—federal appropriation is provided solely for
36 allocations from funds attributable to subsection 2001(e)(1), the
37 American rescue plan act of 2021, P.L. 117-2 for subgrants to local
38 education agencies to address learning loss. Total funds provided
39 under this subsection (~~((+33))~~) (39)(e) and section 1518(33)(b) of

1 this act for the same purpose may not exceed the funding authorized
2 in this subsection (~~((33))~~) (39)(e).

3 (f) \$18,525,000 of the elementary and secondary school emergency
4 relief III account—federal appropriation from funds attributable to
5 subsection 2001(f)(2), the American rescue plan act of 2021, P.L.
6 117-2 is provided solely for grants to entities or organizations to
7 provide outdoor education summer enrichment programs to youth.
8 Recipients must prioritize activities or programs that:

9 (i) Promote students connecting socially with their classmates;

10 (ii) Encourage students to engage in physical activity; and

11 (iii) Support families who have struggled with child care needs.

12 (g) \$18,525,000 of the elementary and secondary school emergency
13 relief III account—federal appropriation from funds attributable to
14 subsection 2001(f)(3), the American rescue plan act of 2021, P.L.
15 117-2 is provided solely to support evidence-based comprehensive
16 afterschool programs.

17 (h) \$10,000,000 of the elementary and secondary school emergency
18 relief III account—federal appropriation from funds attributable to
19 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
20 117-2 is provided solely for grants to districts to expand the number
21 of dual language classrooms in early grades and professional
22 development to accelerate literacy gains in early grades, especially
23 for English learners.

24 (i) \$4,000,000 of the elementary and secondary school emergency
25 relief III account—federal appropriation from funds attributable to
26 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
27 117-2 is provided solely for grants to school districts to expand
28 career and technical education graduation pathway options, including
29 career-connected learning opportunities.

30 (j) \$4,000,000 of the elementary and secondary school emergency
31 relief III account—federal appropriation from funds attributable to
32 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
33 117-2 is provided solely for grants for supplies, equipment,
34 staffing, and services to increase access to summer meals and safe
35 school meals in the 2021-22 school year and summer prior to the start
36 of the school year.

37 (k) \$60,000 of the elementary and secondary school emergency
38 relief III account—federal appropriation from funds attributable to
39 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.

1 117-2 is provided solely to support a technical advisory workgroup to
2 explore and recommend residency options for pre-service educators,
3 with a focus on educators of color and bilingual speakers and how the
4 apportionment system could support a teacher residency initiative.
5 The workgroup will provide preliminary recommendations by November 1,
6 2021, and final recommendations by November 1, 2022.

7 (l) \$78,172,000 of the general fund—federal appropriation is
8 provided solely for allocations from federal funding in response to
9 the COVID-19 pandemic as authorized in section 18003, the coronavirus
10 aid, relief, and economic security act, P.L. 116-136, division B.
11 Total funds provided under this subsection (~~((33))~~) (39)(l) and
12 amounts expended in the 2019-2021 fiscal biennium for the same
13 purpose may not exceed the federal amounts provided in section 18003,
14 the coronavirus response and relief supplemental appropriation act,
15 P.L. 116-136, division B.

16 (m) \$10,000,000 of the elementary and secondary school emergency
17 relief III account—federal appropriation from funds attributable to
18 subsection 2001(b), the American rescue plan act of 2021, P.L. 117-2,
19 is provided solely for the office of the superintendent of public
20 instruction to contract with the Washington school principals'
21 education foundation to support pandemic related learning loss
22 through outdoor learning and overnight camp experiences. The
23 association, in consultation with the office, must provide grants to
24 school districts that partner with an accredited residential outdoor
25 school to provide up to 20,000 fifth and sixth grade students with up
26 to five days of outdoor learning at an overnight camp. Prioritization
27 must be given to schools that have been identified for improvement
28 and students who are most impacted by opportunity gaps as determined
29 by measures of the Washington school improvement framework. Outdoor
30 schools must provide curriculum that is aligned to state learning
31 standards and provide opportunities for accelerated learning,
32 including career connected learning in field based environmental
33 science, technology, engineering, and math. Funds may be used by
34 residential outdoor schools for operational activities necessary for
35 reopening.

36 (n) (~~(\$12,000,000)~~) \$12,141,000 of the elementary and secondary
37 school emergency relief III account—federal appropriation from funds
38 attributable to subsection 2001(b), the American rescue plan act of
39 2021, P.L. 117-2, is provided solely for the purposes of identifying

1 children and youth experiencing homelessness and providing children
2 and youth experiencing homelessness with:

3 (i) Wrap-around services due to the challenges of the COVID-19
4 public health emergency; and

5 (ii) Assistance needed to enable children and youth experiencing
6 homelessness to attend school and participate fully in school
7 activities.

8 (o) \$27,375,000 of the general fund—state appropriation for
9 fiscal year 2022, \$79,485,000 of the general fund—federal
10 appropriation (CRRSA/ESSER), and \$93,140,000 of the elementary and
11 secondary school emergency relief III account—federal appropriation
12 are provided solely for the office of the superintendent of public
13 instruction to administer grants for the purposes of learning
14 recovery and acceleration. Allowable uses of the funds are limited
15 to:

16 (i) One-time contracts for classified, certificated, or
17 administrative staff who will provide tiered academic and social-
18 emotional supports to students most impacted by the disruption of in-
19 person learning, including locating and reengaging students who have
20 disengaged from school, one-on-one and small-group instruction, and
21 other intensive learning supports;

22 (ii) Professional learning for educators focused on learning
23 recovery and acceleration, including assessing student learning and
24 social-emotional needs, transitioning to standards-based curricula
25 and grading, adopting competency or mastery-based options
26 specifically for credit retrieval purposes, and family and student
27 engagement strategies;

28 (iii) Procuring assessment or data systems that provide
29 actionable just-in-time data regarding student progress throughout
30 the school year; and

31 (iv) Direct supports to students to improve school engagement and
32 accelerate learning.

(End of part)

1 **PART VI**
2 **HIGHER EDUCATION**

3 **Sec. 601.** 2021 c 334 s 603 (uncodified) is amended to read as
4 follows:

5 **PUBLIC BACCALAUREATE INSTITUTIONS**

6 (1) The state universities, the regional universities, and The
7 Evergreen State College must accept the transfer of college-level
8 courses taken by students under RCW 28A.600.290 or 28A.600.300 if a
9 student seeking a transfer of the college-level courses has been
10 admitted to the state university, the regional university, or The
11 Evergreen State College, and if the college-level courses are
12 recognized as transferrable by the admitting institution of higher
13 education.

14 (2) Appropriations in sections 606 through 611 of this act are
15 sufficient to implement 2021-23 collective bargaining agreements at
16 institutions of higher education negotiated under chapter 41.80 RCW.

17 (3) Within amounts appropriated to institutions in sections 606
18 through 611 of this act, institutions shall employ at least one full-
19 time mental health counselor licensed under chapter 18.225 RCW who
20 has experience working with active members of the military or
21 military veterans, to work with student, faculty, and staff veterans,
22 as well as their spouses and dependents, through the institution's
23 veteran resource center.

24 (4) Appropriations in sections 604 through 609 of this act are
25 sufficient to implement the results of the collective bargaining
26 process from reopening the 2021-2023 contracts for the limited
27 purpose of bargaining over compensation.

28 (5) For institutions of higher education receiving funding for
29 cybersecurity academic programs for students in sections 605 through
30 609 of this act, each institution must coordinate with the student
31 achievement council as provided in section 610(14) of this act and
32 submit a progress report on new or expanded cybersecurity academic
33 programs, including the number of students enrolled.

34 **Sec. 602.** 2021 c 334 s 604 (uncodified) is amended to read as
35 follows:

36 **STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES**

37 (1) Appropriations in section 605 of this act are sufficient to
38 implement 2021-23 collective bargaining agreements at institutions of

1 higher education negotiated under chapter 41.80 RCW and as set forth
2 in part IX of this act.

3 (2) Appropriations in section 603 of this act are sufficient to
4 implement the results of the collective bargaining process from
5 reopening the 2021-2023 contracts for the limited purpose of
6 bargaining over compensation.

7 **Sec. 603.** 2021 c 334 s 605 (uncodified) is amended to read as
8 follows:

9 **FOR THE STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES**

10	General Fund—State Appropriation (FY 2022).	((\$742,558,000))
11		<u>\$745,755,000</u>
12	General Fund—State Appropriation (FY 2023).	((\$768,651,000))
13		<u>\$835,946,000</u>
14	<u>General Fund—Federal Appropriation.</u>	<u>\$64,000</u>
15	Community/Technical College Capital Projects	
16	Account—State Appropriation.	\$22,436,000
17	Education Legacy Trust Account—State Appropriation. ((\$159,208,000))	
18		<u>\$160,033,000</u>
19	Workforce Education Investment Account—State	
20	Appropriation.	((\$219,259,000))
21		<u>\$236,883,000</u>
22	TOTAL APPROPRIATION.	((\$1,912,112,000))
23		<u>\$2,001,117,000</u>

24 The appropriations in this section are subject to the following
25 conditions and limitations:

26 (1) \$33,261,000 of the general fund—state appropriation for
27 fiscal year 2022 and \$33,261,000 of the general fund—state
28 appropriation for fiscal year 2023 are provided solely as special
29 funds for training and related support services, including financial
30 aid, as specified in RCW 28C.04.390. Funding is provided to support
31 at least 7,170 full-time equivalent students in fiscal year 2022 and
32 at least 7,170 full-time equivalent students in fiscal year 2023.

33 (2) \$5,000,000 of the general fund—state appropriation for fiscal
34 year 2022, \$5,000,000 of the general fund—state appropriation for
35 fiscal year 2023, and \$5,450,000 of the education legacy trust
36 account—state appropriation are provided solely for administration
37 and customized training contracts through the job skills program. The
38 state board shall make an annual report by January 1st of each year

1 to the governor and to the appropriate policy and fiscal committees
2 of the legislature under RCW 43.01.036 regarding implementation of
3 this section, listing the scope of grant awards, the distribution of
4 funds by educational sector and region of the state, and the results
5 of the partnerships supported by these funds.

6 (3) \$425,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$425,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for Seattle Central College's
9 expansion of allied health programs.

10 (4) (a) \$5,250,000 of the general fund—state appropriation for
11 fiscal year 2022 and \$5,250,000 of the general fund—state
12 appropriation for fiscal year 2023 are provided solely for the
13 student achievement initiative.

14 (b) By December 1, 2021, the state board for community and
15 technical colleges must report to the appropriate committees of the
16 legislature an update on the student achievement initiative
17 including, but not limited to, the following:

18 (i) Annual change in student achievement initiative funds by
19 institution;

20 (ii) Student achievement initiative funds awarded by college by
21 performance funding category including basic skills, first 15 and 30
22 credits, retention, and completion;

23 (iii) Impact of guided pathways implementation on student
24 achievement initiative awards; and

25 (iv) Any additional private or foundation dollars invested in the
26 student achievement initiative.

27 (5) \$1,610,000 of the general fund—state appropriation for fiscal
28 year 2022, and \$1,610,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the mathematics,
30 engineering, and science achievement program.

31 (6) \$1,500,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$1,500,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for operating a fabrication
34 composite wing incumbent worker training program to be housed at the
35 Washington aerospace training and research center.

36 (7) \$100,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$100,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for the aerospace center of
39 excellence currently hosted by Everett community college to:

1 (a) Increase statewide communications and outreach between
2 industry sectors, industry organizations, businesses, K-12 schools,
3 colleges, and universities;

4 (b) Enhance information technology to increase business and
5 student accessibility and use of the center's web site; and

6 (c) Act as the information entry point for prospective students
7 and job seekers regarding education, training, and employment in the
8 industry.

9 (8) (~~(\$20,759,000)~~) \$21,428,000 of the general fund—state
10 appropriation for fiscal year 2022 and (~~(\$21,154,000)~~) \$21,920,000 of
11 the general fund—state appropriation for fiscal year 2023 are
12 provided solely for the implementation of the college affordability
13 program as set forth in RCW 28B.15.066.

14 (9) Community and technical colleges are not required to send
15 mass mailings of course catalogs to residents of their districts.
16 Community and technical colleges shall consider lower cost
17 alternatives, such as mailing postcards or brochures that direct
18 individuals to online information and other ways of acquiring print
19 catalogs.

20 (10) The state board for community and technical colleges shall
21 not use funds appropriated in this section to support intercollegiate
22 athletics programs.

23 (11) \$157,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$157,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for the Wenatchee Valley college
26 wildfire prevention program.

27 (12) \$150,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$150,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the Puget Sound welcome back
30 center at Highline College to create a grant program for
31 internationally trained individuals seeking employment in the
32 behavioral health field in Washington state.

33 (13) \$750,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$750,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for increased enrollments in the
36 integrated basic education and skills training program. Funding will
37 support approximately 120 additional full-time equivalent enrollments
38 annually.

1 (14) (a) The state board must provide quality assurance reports on
2 the ctcLink project at the frequency directed by the office of chief
3 information officer for review and for posting on its information
4 technology project dashboard.

5 (b) The state board must develop a technology budget using a
6 method similar to the state capital budget, identifying project
7 costs, funding sources, and anticipated deliverables through each
8 stage of the investment and across fiscal periods and biennia from
9 project initiation to implementation. The budget must be updated at
10 the frequency directed by the office of chief information officer for
11 review and for posting on its information technology project
12 dashboard.

13 (c) The office of the chief information officer may suspend the
14 ctcLink project at any time if the office of the chief information
15 officer determines that the project is not meeting or is not expected
16 to meet anticipated performance measures, implementation timelines,
17 or budget estimates. Once suspension or termination occurs, the state
18 board shall not make additional expenditures on the ctcLink project
19 without approval of the chief information officer. The ctcLink
20 project funded through the community and technical college innovation
21 account created in RCW 28B.50.515 is subject to the conditions,
22 limitations, and review provided in section 701 of this act.

23 (15) \$216,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$216,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for the opportunity center for
26 employment and education at North Seattle College.

27 (16) \$500,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$500,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for Highline College to
30 implement the Federal Way higher education initiative in partnership
31 with the city of Federal Way and the University of Washington Tacoma
32 campus.

33 (17) \$350,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$350,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for Peninsula College to
36 maintain the annual cohorts of the specified programs as follows:

- 37 (a) Medical assisting, 40 students;
- 38 (b) Nursing assistant, 60 students; and
- 39 (c) Registered nursing, 32 students.

1 (18) \$338,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$338,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the Washington state labor
4 education and research center at South Seattle College.

5 (19) \$150,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$150,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for the aerospace and advanced
8 manufacturing center of excellence hosted by Everett Community
9 College to develop a semiconductor and electronics manufacturing
10 branch in Vancouver.

11 (20) \$15,220,000 of the workforce education investment account—
12 state appropriation is provided solely for college operating costs,
13 including compensation and central services, in recognition that
14 these costs exceed estimated increases in undergraduate operating fee
15 revenue as a result of RCW 28B.15.067.

16 (21) \$15,220,000 of the workforce education investment account—
17 state appropriation is provided solely for employee compensation,
18 academic program enhancements, student support services, and other
19 institutional priorities that maintain a quality academic experience
20 for Washington students.

21 (22) \$1,500,000 of the general fund—state appropriation for
22 fiscal year 2022, \$1,500,000 of the general fund—state appropriation
23 for fiscal year 2023, and \$75,847,000 of the workforce education
24 investment account—state appropriation are provided solely for
25 statewide implementation of guided pathways at each of the state's
26 community and technical colleges or similar programs designed to
27 improve student success, including, but not limited to, academic
28 program redesign, student advising, and other student supports.

29 (23) \$100,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$100,000 of the general fund—state appropriation for
31 fiscal 2023 are provided solely for a reentry navigator position at
32 Olympic College to assist formerly incarcerated people gain
33 admittance into college. A report shall be submitted to the
34 legislature by December 1, 2022, on admittance rates on formerly
35 incarcerated individuals, effective methods of contact and engagement
36 of formerly incarcerated individuals, and how guided pathways can be
37 assisted with reentry navigator positions.

1 (24) \$40,800,000 of the workforce education investment account—
2 state appropriation is provided solely to continue to fund nurse
3 educator salaries.

4 (25) \$40,000,000 of the workforce education investment account—
5 state appropriation is provided to continue to fund high-demand
6 program faculty salaries, including but not limited to nurse
7 educators, other health-related professions, information technology,
8 computer science, and trades.

9 (26) \$8,000,000 of the workforce education investment account—
10 state appropriation is provided solely for the state board for
11 community and technical colleges to expand high-demand and career
12 launch enrollments, as provided under RCW 28C.30.020. Within the
13 amounts provided in this subsection (26):

14 (a) \$6,000,000 of the amounts in this subsection (26) are
15 provided for expansion of career launch enrollments, as provided
16 under RCW 28C.30.020.

17 (b) \$2,000,000 of the amounts in this subsection (26) are
18 provided for expansion of enrollments in high demand programs. These
19 programs include, but are not limited to, allied health, computer and
20 information science, manufacturing, and other fields identified by
21 the state board for community and technical colleges.

22 (c) The state board for community and technical colleges may
23 transfer amounts between (a) and (b) of this subsection (26) if
24 either program does not have sufficient demand to spend the allocated
25 funding. Any transfer must be approved by the state board for
26 community and technical colleges and the office of financial
27 management.

28 (27) \$750,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$750,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely to the state board for community
31 and technical colleges to support the completion of the English 101
32 curriculum review to remove barriers to student success. A report
33 should be submitted to the appropriate committees of the legislature
34 under RCW 43.01.036 by June 30, 2023, or upon the completion of the
35 English 101 review to report on lessons learned, best practices, and
36 recommendations for completion of additional curricula reviews.

37 (28) \$8,000,000 of the workforce education investment account—
38 state appropriation is provided solely for the emergency assistance
39 grant program in RCW 28B.50.295.

1 (29) \$10,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely for the state board for community and
3 technical colleges to coordinate with the Washington student
4 achievement council task force as described in section 612(6) of this
5 act to provide the following running start data for fiscal year 2019,
6 fiscal year 2020, and fiscal year 2021, for each community and
7 technical college:

8 (a) The total number of running start students served by
9 headcount and full-time equivalent;

10 (b) The total amount of running start revenue received through
11 apportionment as allocated with the running start rate by the office
12 of the superintendent of public instruction through local school
13 districts;

14 (c) Course completion rates for running start students;

15 (d) A list of courses by two-digit classification of
16 instructional program code and the number of running start students
17 in each course;

18 (e) A list of career and technical education area courses and the
19 number of running start students in each course;

20 (f) The number of students at each community or technical college
21 receiving complete fee waivers as required by RCW 28A.600.310(3)(a);
22 and

23 (g) The method used by each college to determine running start
24 fee waiver eligibility, including any policies adopted by the college
25 or its program.

26 (30) \$16,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$91,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for implementation of Second
29 Substitute House Bill No. 1044 (prison to postsecondary ed.). (~~If~~
30 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
31 ~~this subsection shall lapse.~~)

32 (31) \$516,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$516,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for implementation of Substitute
35 House Bill No. 1166 (college students pilot). (~~If the bill is not~~
36 ~~enacted by June 30, 2021, the amounts provided in this subsection~~
37 ~~shall lapse.~~)

38 (32) \$350,000 of the general fund—state appropriation for fiscal
39 year 2022 is provided solely for implementation of Engrossed

1 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~
2 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
3 ~~subsection shall lapse.~~)

4 (33) \$2,048,000 of the general fund—state appropriation for
5 fiscal year 2022 and \$1,119,000 of the general fund—state
6 appropriation for fiscal year 2023 are provided solely for
7 implementation of Engrossed Second Substitute Senate Bill No. 5227
8 (diversity, etc./higher education). (~~If the bill is not enacted by~~
9 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~)

10 (34) \$15,848,000 of the workforce education investment account—
11 state appropriation is provided solely for implementation of
12 Engrossed Second Substitute Senate Bill No. 5194 (equity and access
13 in higher education). (~~If the bill is not enacted by June 30, 2021,~~
14 ~~the amount provided in this subsection shall lapse.~~)

15 (35)(a) \$5,000,000 of the general fund—state appropriation for
16 fiscal year 2023 is provided solely for grants to promote workforce
17 development in trucking and trucking-related supply chain industries
18 by expanding the number of registered apprenticeships, pre-
19 apprenticeships, and trucking related training programs; and
20 providing support for registered apprenticeships or programs in
21 trucking and trucking-related supply chain industries.

22 (b) Grants awarded under this subsection may be used for:

23 (i) Equipment upgrades or new equipment purchases for training
24 purposes;

25 (ii) New training spaces and locations to support capacity needs
26 and expansion of training to veterans and veteran spouses, and
27 underserved populations to include foster care and homeless
28 transition populations;

29 (iii) Curriculum development and instructor training for driving,
30 repair and service of technological advancements facing the industry;

31 (iv) Tuition assistance for commercial vehicle driver training,
32 mechanical, and support functions that support the trucking industry;
33 and

34 (v) Funding to increase capacity and availability of child care
35 options for shift work schedules.

36 (c) An entity is eligible to receive a grant if it is a
37 nonprofit, nongovernmental, or institution of primary or higher
38 education that provides training opportunities, including
39 apprenticeships, pre-apprenticeships, pre-employment training,

1 commercial vehicle driver training, vocational training related to
2 mechanical and support functions that support the trucking industry;
3 or incumbent worker training to prepare workers for the trucking and
4 trucking-related supply chain industries. Preference will be given to
5 entities in compliance with government approved or accredited
6 programs. Reporting requirements, as determined by the board, shall
7 be required.

8 (d) The board may use up to 5 percent of funds for administration
9 of grants.

10 (36) \$8,000,000 of the workforce education investment account—
11 state appropriation is provided solely for grants to purchase or
12 upgrade simulation laboratory equipment.

13 (37) \$205,000 of the workforce education investment account—state
14 appropriation is provided solely to establish a center for excellence
15 in cybersecurity.

16 (38) (a) \$7,018,000 of the workforce education investment account—
17 state appropriation is provided solely to expand cybersecurity
18 academic enrollments by 500 FTE students.

19 (b) The state board for community and technical colleges must
20 coordinate with the student achievement council as provided in
21 section 610(14) of this act to submit a progress report on the new or
22 expanded cybersecurity academic programs, including the number of
23 students enrolled.

24 (39) \$1,000,000 of the general fund—state appropriation for
25 fiscal year 2022 and \$7,000,000 of the general fund—state
26 appropriation for fiscal year 2023 are provided solely to expand the
27 opportunity grant program to provide health care workforce grants for
28 students.

29 (40) \$1,500,000 of the general fund—state appropriation for
30 fiscal year 2023 is provided solely for the development of a climate
31 solutions and climate justice curriculum.

32 (41) \$2,932,000 of the general fund—state appropriation for
33 fiscal year 2023 is provided solely to expand the homeless student
34 assistance pilot program to all 34 community and technical colleges.
35 The colleges participating in the pilot program are subject to the
36 same requirements as in RCW 28B.50.916.

37 (42) (a) \$2,304,000 of the workforce education investment account—
38 state appropriation is provided solely for Afghan refugee education.

1 (b) The board must submit a progress report to the appropriate
2 committees of the legislature pursuant to RCW 43.01.036 by June 30,
3 2023, and a final report is expected on December 1, 2024, providing
4 the following information:

5 (i) The total number of refugees served;

6 (ii) The colleges and community-based organization that provided
7 educational programs, including the programs offered and the number
8 of refugees served in the programs;

9 (iii) The number of refugees enrolled in the integrated basic
10 education and skills training program; and

11 (iv) Findings and recommendations on Afghan refugee education,
12 including any continued need for educational resources.

13 (43) \$2,000,000 of the general fund—state appropriation for
14 fiscal year 2022 and \$3,497,000 of the general fund—state
15 appropriation for fiscal year 2023 are provided solely for legal
16 services related to litigation by employees within the community and
17 technical college system challenging the denial of retirement and
18 sick leave benefits. The cases include *Wolf v. State and SBCTC*, *Rush*
19 *v. State and SBCTC* (retirement), and *Rush v. State and SBCTC* (sick
20 leave).

21 (44) \$2,720,000 of the general fund—state appropriation for
22 fiscal year 2023 is provided solely for grants for community and
23 technical colleges to partner with community-based organization to
24 extend financial aid access and support into communities.

25 (45)(a) \$80,000 of the general fund—state appropriation for
26 fiscal year 2023 is provided solely for a pilot program to help
27 students, including those enrolled in state registered apprenticeship
28 programs, connect with health care coverage. The state board for
29 community and technical colleges must provide resources for up to two
30 community or technical colleges, one on the east side and one on the
31 west side of the Cascade mountains, to hire or train an employee to:

32 (i) Provide information to students and college staff about
33 available health insurance options;

34 (ii) Develop culturally relevant materials and conduct outreach
35 for historically marginalized and underserved student populations to
36 assist these populations in their knowledge of access to low cost or
37 free health insurance plans;

38 (iii) Provide ongoing technical assistance to students about
39 health insurance options or health insurance application process; and

1 (iv) Provide technical assistance to students as a health benefit
2 exchange certified assister, to help students understand, shop,
3 apply, and enroll in health insurance through Washington health
4 planfinder.

5 (b) Participation in the exchange assister program is contingent
6 on fulfilling applicable contracting, security, and other program
7 requirements.

8 (c) The legislature expects the state board, in collaboration
9 with the student achievement council and the health benefit exchange,
10 to report to the appropriate committees of the legislature
11 information about barriers students, including those enrolled in
12 state registered apprenticeship programs, encountered to accessing
13 health insurance coverage; and to provide recommendations on how to
14 improve student access to health coverage based on data gathered from
15 the pilot program.

16 (46) \$4,146,000 of the general fund—state appropriation for
17 fiscal year 2023 is provided solely for institution compensation
18 costs in recognition that these costs exceed estimated increases in
19 undergraduate operating fee revenue.

20 (47) \$331,000 of the general fund—state appropriation for fiscal
21 year 2023 is provided solely for Engrossed Second Substitute Senate
22 Bill No. 5764 (apprenticeships and higher ed). If the bill is not
23 enacted by June 30, 2022, the amount provided in this subsection
24 shall lapse.

25 (48) \$183,000 of the general fund—state appropriation for fiscal
26 year 2023 is provided solely for Senate Bill No. 5534 (verifiable
27 credentials). If the bill is not enacted by June 30, 2022, the amount
28 provided in this subsection shall lapse.

29 (49) \$75,000 of the general fund—state appropriation for fiscal
30 year 2023 is provided solely for the state board to convene dental
31 stakeholders to develop recommendations to address dental workforce
32 shortages and necessary educational transformations. By December 15,
33 2022, the state board and the dental stakeholders must report
34 findings and recommendations to the appropriate committees of the
35 legislature pursuant to RCW 43.01.036.

36 **Sec. 604.** 2021 c 334 s 606 (uncodified) is amended to read as
37 follows:

38 **FOR THE UNIVERSITY OF WASHINGTON**

1	General Fund—State Appropriation (FY 2022)	(\$394,246,000)
2		<u>\$391,768,000</u>
3	General Fund—State Appropriation (FY 2023)	(\$403,164,000)
4		<u>\$426,534,000</u>
5	Aquatic Lands Enhancement Account—State	
6	Appropriation	(\$1,619,000)
7		<u>\$1,631,000</u>
8	University of Washington Building Account—State	
9	Appropriation	\$1,546,000
10	Education Legacy Trust Account—State Appropriation	(\$36,708,000)
11		<u>\$37,065,000</u>
12	Economic Development Strategic Reserve Account—State	
13	Appropriation	(\$3,094,000)
14		<u>\$3,102,000</u>
15	Biotoxin Account—State Appropriation	(\$605,000)
16		<u>\$609,000</u>
17	Dedicated Marijuana Account—State Appropriation	
18	(FY 2022)	\$263,000
19	Dedicated Marijuana Account—State Appropriation	
20	(FY 2023)	(\$263,000)
21		<u>\$325,000</u>
22	Accident Account—State Appropriation	(\$7,874,000)
23		<u>\$8,004,000</u>
24	Medical Aid Account—State Appropriation	(\$7,468,000)
25		<u>\$7,580,000</u>
26	Workforce Education Investment Account—State	
27	Appropriation	(\$49,853,000)
28		<u>\$52,394,000</u>
29	Geoduck Aquaculture Research Account—State	
30	Appropriation	(\$15,000)
31		<u>\$23,000</u>
32	TOTAL APPROPRIATION	(\$906,718,000)
33		<u>\$930,844,000</u>

34 The appropriations in this section are subject to the following
35 conditions and limitations:

36 (1) ~~(\$43,087,000)~~ \$44,474,000 of the general fund—state
37 appropriation for fiscal year 2022 and ~~(\$43,905,000)~~ \$45,497,000 of
38 the general fund—state appropriation for fiscal year 2023 are

1 provided solely for the implementation of the college affordability
2 program as set forth in RCW 28B.15.066.

3 (2) \$200,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$200,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for labor archives of
6 Washington. The university shall work in collaboration with the state
7 board for community and technical colleges.

8 (3) \$8,000,000 of the education legacy trust account—state
9 appropriation is provided solely for the family medicine residency
10 network at the university to maintain the number of residency slots
11 available in Washington.

12 (4) The university must continue work with the education research
13 and data center to demonstrate progress in computer science and
14 engineering enrollments. By September 1st of each year, the
15 university shall provide a report including but not limited to the
16 cost per student, student completion rates, and the number of low-
17 income students enrolled in each program, any process changes or
18 best-practices implemented by the university, and how many students
19 are enrolled in computer science and engineering programs above the
20 prior academic year.

21 (5) \$14,000,000 of the education legacy trust account—state
22 appropriation is provided solely for the expansion of degrees in the
23 department of computer science and engineering at the Seattle campus.

24 (6) \$3,062,000 of the economic development strategic reserve
25 account—state appropriation is provided solely to support the joint
26 center for aerospace innovation technology.

27 (7) The University of Washington shall not use funds appropriated
28 in this section to support intercollegiate athletics programs.

29 (8) \$7,345,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$7,345,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the continued operations and
32 expansion of the Washington, Wyoming, Alaska, Montana, Idaho medical
33 school program.

34 (9) \$2,625,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$2,625,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for the institute for stem cell
37 and regenerative medicine. Funds appropriated in this subsection must
38 be dedicated to research utilizing pluripotent stem cells and related
39 research methods.

1 (10) \$500,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$500,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided to the University of Washington to
4 support youth and young adults experiencing homelessness in the
5 university district of Seattle. Funding is provided for the
6 university to work with community service providers and university
7 colleges and departments to plan for and implement a comprehensive
8 one-stop center with navigation services for homeless youth; the
9 university may contract with the department of commerce to expand
10 services that serve homeless youth in the university district.

11 (11) \$1,200,000 of the general fund—state appropriation for
12 fiscal year 2022 and \$1,800,000 of the general fund—state
13 appropriation for fiscal year 2023 are provided solely for the adult
14 psychiatry residency program at the University of Washington to offer
15 additional residency positions that are approved by the accreditation
16 council for graduate medical education.

17 (12) \$172,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$172,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for a University of Washington
20 study in the south Cascades to determine current wolf use and
21 density, and to gather baseline data to understand the effects of
22 wolf recolonization on predator-prey dynamics of species that
23 currently have established populations in the area.

24 (a) The study objectives shall include:

25 (i) Determination of whether wolves have started to recolonize a
26 5,000 square kilometer study area in the south Cascades of
27 Washington, and if so, an assessment of their distribution over the
28 landscape as well as their health and pregnancy rates;

29 (ii) Baseline data collection, if wolves have not yet established
30 pack territories in this portion of the state, that will allow for
31 the assessment of how the functional densities and diets of wolves
32 across the landscape will affect the densities and diets in the
33 following predators and prey: Coyote, cougar, black bear, bobcat, red
34 fox, wolverine, elk, white tailed deer, mule deer, moose, caribou,
35 and snowshoe hare;

36 (iii) Examination of whether the microbiome of each species
37 changes as wolves start to occupy suitable habitat; and

1 (iv) An assessment of the use of alternative wildlife monitoring
2 tools to cost-effectively monitor size of the wolf population over
3 the long-term.

4 (b) A report on the findings of the study shall be shared with
5 the Washington department of fish and wildlife.

6 (13)(a) \$20,000,000 of the general fund—state appropriation for
7 fiscal year 2022 and \$20,000,000 of the general fund—state
8 appropriation for fiscal year 2023 are provided solely to support the
9 operations and teaching mission of the Harborview Medical Center and
10 the University of Washington Medical Center.

11 (b) By December 1, 2022, the University of Washington must report
12 to the appropriate committees of the legislature the impact of the
13 funding in (a) of this subsection on the fiscal position of
14 Harborview medical center and the University of Washington medical
15 center in the 2021-2023 fiscal biennium. To ensure transparency,
16 consistency, accuracy, and clarity, the report must:

17 (i) Follow generally accepted accounting principles;

18 (ii) Use generally accepted terms and define those terms;

19 (iii) Provide data on revenue and expenses, using standard
20 formats already in existence, such as comprehensive hospital abstract
21 reporting system (CHARS) data, and delineated by functional areas of
22 state government;

23 (iv) Incorporate wherever possible publicly available data, as a
24 public institution including, but not limited to, the following
25 sources:

26 (A) CHARS;

27 (B) Comprehensive annual financial reports; and

28 (C) The most recent independent auditor report, including
29 financial statements connected to the report; and

30 (v) Provide supporting documentation.

31 (14) \$1,000,000 of the general fund—state appropriation for
32 fiscal year 2022 and \$1,000,000 of the general fund—appropriation for
33 fiscal year 2023 are provided solely for the University of
34 Washington's psychiatry integrated care training program.

35 (15) \$426,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$640,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for child and adolescent
38 psychiatry residency positions that are approved by the accreditation

1 council for graduate medical education, as provided in RCW
2 28B.20.445.

3 (16) \$1,000,000 of the general fund—state appropriation for
4 fiscal year 2022 and \$1,000,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for the
6 University of Washington School of Dentistry to support its role as a
7 major oral health provider to individuals covered by medicaid and the
8 uninsured.

9 (17) \$200,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$200,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for the pre-law pipeline and
12 social justice program at the University of Washington-Tacoma.

13 (18) \$226,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$226,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the university's neurology
16 department to create a telemedicine program to disseminate dementia
17 care best practices to primary care practitioners using the project
18 ECHO model. The program shall provide a virtual connection for
19 providers and content experts and include didactics, case
20 conferences, and an emphasis on practice transformation and systems-
21 level issues that affect care delivery. The initial users of this
22 program shall include referral sources in health care systems and
23 clinics, such as the university's neighborhood clinics and Virginia
24 Mason Memorial in Yakima with a goal of adding 15 to 20 providers
25 from smaller clinics and practices per year.

26 (19) \$102,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$102,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for the university's center for
29 international trade in forest products.

30 (20) \$625,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$625,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the Latino center for
33 health.

34 (21) \$500,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$500,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for a firearm policy research
37 program. The program will:

38 (a) Support investigations of firearm death and injury risk
39 factors;

1 (b) Evaluate the effectiveness of state firearm laws and
2 policies;

3 (c) Assess the consequences of firearm violence; and

4 (d) Develop strategies to reduce the toll of firearm violence to
5 citizens of the state.

6 (22) \$463,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$400,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for the climate impacts group in
9 the college of the environment.

10 (23) \$225,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$75,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for the climate impacts group in
13 the college of the environment to provide an updated climate impacts
14 risk assessment designed to inform future updates to the statewide
15 climate resilience strategy. The group must coordinate with the
16 office of the governor to refine the scope of assessment. The final
17 report and associated deliverables must be completed and submitted to
18 the governor and appropriate committees of the legislature by
19 December 15, 2022.

20 (24) \$300,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$300,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for the college of education to
23 collaborate with teacher preparation programs and the office of the
24 superintendent of public instruction to develop open access climate
25 science educational curriculum for use in teacher preparation
26 programs.

27 (25) \$300,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$300,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the Harry Bridges center for
30 labor studies. The center shall work in collaboration with the state
31 board for community and technical colleges.

32 (26) \$21,461,000 of the workforce education investment account—
33 state appropriation is provided solely for institution operating
34 costs, including compensation and central services, in recognition
35 that these costs exceed estimated increases in undergraduate
36 operating fee revenue as a result of RCW 28B.15.067.

37 (27) \$8,000,000 of the workforce education investment account—
38 state appropriation is provided solely for employee compensation,
39 academic program enhancements, student support services, and other

1 institutional priorities that maintain a quality academic experience
2 for Washington students.

3 (28) \$8,000,000 of the workforce education investment account—
4 state appropriation is provided solely to maintain degree production
5 in the college of engineering at the Seattle campus.

6 (29) \$1,000,000 of the workforce education investment account—
7 state appropriation is provided solely to maintain the Washington
8 state academic redshirt program.

9 (30) \$2,700,000 of the workforce education investment account—
10 state appropriation is provided solely to maintain degree capacity
11 and undergraduate enrollments in engineering, mathematics, and
12 science programs to support the biomedical innovation partnership
13 zone at the Bothell campus.

14 (31) \$3,268,000 of the workforce education investment account—
15 state appropriation is provided solely to maintain bachelor of
16 science programs in mechanical and civil engineering to support
17 increased student and local employer demand for graduates in these
18 fields at the Tacoma campus.

19 (32) \$150,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$150,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for Washington mathematics,
22 engineering, science achievement programs to provide enrichment
23 opportunities in mathematics, engineering, science, and technology to
24 students who are traditionally underrepresented in these programs.

25 (33) \$75,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$75,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for a community care coordinator
28 for transitional-age youth for the doorway project in partnership
29 with the Seattle campus.

30 (34) (~~(\$4,000,000)~~) \$6,000,000 of the workforce education
31 investment account—state appropriation is provided solely for the
32 expansion of the Paul G. Allen school of computer science and
33 engineering in order to award an additional 100 degrees per year
34 focusing on traditionally underrepresented students. A report on
35 degrees awarded must be submitted to the appropriate committees of
36 the legislature June 30, 2022, and June 30, 2023.

37 (35) \$45,000 of the general fund—state appropriation for fiscal
38 year 2022 is provided solely for the community immersion law
39 enforcement project at the Tacoma campus.

1 (36) (a) \$200,000 of the general fund—state appropriation for
2 fiscal year 2022 is provided solely for research to determine the use
3 and effectiveness of restorative justice, including for hate crime
4 victims and individuals who commit hate crimes. Researchers shall
5 engage in listening sessions with impacted communities, which must
6 include tribal governments and community-based organizations.
7 Researchers shall consult with judges, prosecutors, defense
8 attorneys, victim advocates, impacted communities, and community
9 based restorative justice agencies to inform whether restorative
10 justice would be an effective public policy option to:

11 (i) Provide healing support for individual hate crime victims and
12 their communities;

13 (ii) Provide accountability processes for individuals who commit
14 hate crimes;

15 (iii) Provide opportunities for individuals who commit hate
16 crimes to learn about the impact of their crimes and repair the
17 damage;

18 (iv) Repair interpersonal and communal relationships;

19 (v) Reduce hate crime offender recidivism; and

20 (vi) Determine if restorative justice could be equally available
21 to all victims and communities.

22 (b) The researcher shall provide a report to the relevant
23 committees of the legislature under RCW 43.01.036 by December 1,
24 2021. The report must include best practice recommendations for
25 establishing a restorative justice program and required data
26 collection to address hate crimes in Washington. The report shall
27 include how restorative justice recommendations can be implemented in
28 conjunction with the recommendations of the hate crime advisory
29 working group established in RCW 43.10.300.

30 (37) \$250,000 of the general fund—state appropriation for fiscal
31 year 2022 is provided solely for scholarships to students in the
32 applied child and adolescent psychology masters program. Priority
33 should be given to traditionally underrepresented students and those
34 students who are bilingual.

35 (38) \$200,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$200,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely to expand a series of online
38 courses related to behavioral health and student well-being that are
39 currently offered at the Bothell campus for school district staff.

1 The standards for the courses must be consistent with knowledge,
2 skill, and performance standards related to mental health and well-
3 being of public school students. The online courses must provide:

4 (a) Foundational knowledge in behavioral health, mental health,
5 and mental illness;

6 (b) Information on how to assess, intervene upon, and refer
7 behavioral health and intersection of behavioral health and substance
8 use issues; and

9 (c) Approaches to promote health and positively influence student
10 health behaviors.

11 (39) To ensure transparency and accountability, in the 2021-2023
12 fiscal biennium the University of Washington shall comply with any
13 and all financial and accountability audits by the Washington state
14 auditor including any and all audits of university services offered
15 to the general public, including those offered through any public-
16 private partnership, business venture, affiliation, or joint venture
17 with a public or private entity, except the government of the United
18 States. The university shall comply with all state auditor requests
19 for the university's financial and business information including the
20 university's governance and financial participation in these public-
21 private partnerships, business ventures, affiliations, or joint
22 ventures with a public or private entity. In any instance in which
23 the university declines to produce the information to the state
24 auditor, the university will provide the state auditor a brief
25 summary of the documents withheld and a citation of the legal or
26 contractual provision that prevents disclosure. The summaries must be
27 compiled into a report by the state auditor and provided on a
28 quarterly basis to the legislature.

29 (40) \$50,000 of the general fund—state appropriation for fiscal
30 year 2022 is provided solely for the department of environmental and
31 occupational health sciences to provide an air quality report. The
32 report will study the relationship between indoor and outdoor
33 ultrafine particle air quality at sites with vulnerable populations,
34 such as schools or locations underneath flight paths within 10 miles
35 of Sea-Tac airport. The report recommendations must include an item
36 addressing filtration systems at select locations with vulnerable
37 populations. The report shall be submitted to the house environment
38 and energy committee and the senate environment, energy and
39 technology committee by December 15, 2021.

1 (41) \$100,000 of the general fund—state appropriation for fiscal
2 year 2022 and (~~(\$100,000)~~) \$200,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for the Burke
4 museum of natural history and culture to make education programs
5 offered by the museum accessible to more students across Washington,
6 especially students in underserved schools and locations. The funding
7 shall be used for:

8 (a) Increasing the number of students who participate in Burke
9 education programs at reduced or no cost;

10 (b) Providing bus reimbursement for students visiting the museum
11 on field trips and to support travel to bring museum programs across
12 the state; and

13 (c) Staff who will form partnerships with school districts to
14 serve statewide communities more efficiently and equitably through
15 the Burkemobile program.

16 (42)(a) \$100,000 of the general fund—state appropriation for
17 fiscal year 2022 is provided solely for the center for cannabis
18 research at the university to collaborate with the Washington State
19 University collaboration on cannabis policy, research, and outreach
20 to create frameworks for future studies. Each framework will include
21 the length of time to complete, research licenses necessary, cost,
22 literature review of national and international research, and a scope
23 of work to be completed. The following frameworks shall be compiled
24 in a report:

25 (i) Measuring and assessing impairment due to marijuana use; and

26 (ii) Correlation between age of use, dosage of use, and
27 appearance of occurrence of cannabis induced psychosis.

28 (b) The report on the frameworks must be submitted to the
29 appropriate committees of the legislature by December 1, 2021.

30 (43) \$205,000 of the general fund—state appropriation for fiscal
31 year 2022 and (~~(\$205,000)~~) \$410,000 of the general fund—state
32 appropriation for fiscal year 2023 are provided solely for the
33 university's center for human rights. The appropriation must be used
34 to supplement, not supplant, other funding sources for the center for
35 human rights.

36 (44) \$143,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$143,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely to the University of Washington
39 for the establishment and operation of the state forensic

1 anthropologist. The university shall work in conjunction with and
2 provide the full funding directly to the King county medical
3 examiner's office to support the statewide work of the state forensic
4 anthropologist.

5 (45) \$450,000 of the general fund—state appropriation for fiscal
6 year 2022 is provided solely to the University of Washington school
7 of medicine for the development of simulation training devices at the
8 Harborview medical center's paramedic training program.

9 (46) \$64,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$64,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for one full-time mental health
12 counselor licensed under chapter 18.225 RCW who has experience and
13 training specifically related to working with active members of the
14 military or military veterans.

15 (47) \$557,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$443,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for the creation of the center
18 for environmental forensic science.

19 (48) \$80,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$80,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for the college of education to
22 partner with school districts to continue the math improvement pilot
23 program.

24 (49) \$150,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$150,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the university to conduct
27 monitoring and research related to Puget Sound kelp conservation and
28 recovery.

29 (50) \$20,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$10,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely to expand online tutorial and
32 link to web-based, continuing education funded by the centers for
33 disease control for training for the primary care health workforce
34 regarding the protocols for perinatal monitoring, birth-dose
35 immunization, early diagnosis, linkage to care, and treatment for
36 persons diagnosed with chronic hepatitis B or hepatitis using a
37 telehealth model operated by the University of Washington.

38 (a) Training shall:

1 (i) Focus on increased provider proficiency and increased number
2 of trained providers in areas with high rates of reported cases of
3 hepatitis B or hepatitis, including regions with high incidence of
4 drug use or upward trend of children who have not received hepatitis
5 B virus vaccinations according to centers for disease control
6 recommendations; and

7 (ii) Provide access to:

8 (A) University of Washington medicine specialists in infectious
9 diseases, hepatology, and addiction medicine;

10 (B) Brief updates on evidence-based strategies to diagnose,
11 treat, and manage acute and chronic hepatitis B, acute and chronic
12 hepatitis C, or coinfections;

13 (C) Continuing medical education credits per hour of
14 participation; and

15 (D) Phone consultation with specialists during nonscheduled time
16 for patients who experience complications.

17 (b) All digital and hardcopy training, educational, and outreach
18 materials for this program must be culturally relevant and
19 linguistically diverse.

20 (51)(a) \$108,000 of the general fund—state appropriation for
21 fiscal year 2022 and \$52,000 of the general fund—state appropriation
22 for fiscal year 2023 are provided solely for the University of
23 Washington Evans school of public policy and governance to conduct a
24 boater safety analysis, including, but not limited to, the following:

25 (i) The prevalence of boating fatalities and rescues in
26 Washington state;

27 (ii) A comparison of Washington's rates of fatalities and rescues
28 to other states; and

29 (iii) Recommendations of effective and collective ways to
30 increase boater safety in the state.

31 (b) The Evans school may convene stakeholders to analyze data and
32 make recommendations. By December 31, 2022, the Evans school must
33 submit a report of findings and recommendations to the appropriate
34 committees of the legislature.

35 (52) \$736,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for implementation of Engrossed Second
37 Substitute House Bill No. 1272 (health system transparency). (~~If the~~
38 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
39 ~~subsection shall lapse.~~)

1 (53) \$159,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely for implementation of Engrossed
3 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~
4 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
5 ~~subsection shall lapse.~~)

6 (54) \$125,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$125,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for implementation of Engrossed
9 Second Substitute House Bill No. 1335 (racial restrictions/review).
10 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
11 ~~in this subsection shall lapse.~~)

12 (55) \$24,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$25,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for implementation of Engrossed
15 Substitute House Bill No. 1196 (audio-only telemedicine). (~~If the~~
16 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
17 ~~subsection shall lapse.~~)

18 (56) \$69,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$69,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for implementation of Engrossed
21 Second Substitute Senate Bill No. 5194 (equity and access in higher
22 education). (~~If the bill is not enacted by June 30, 2021, the~~
23 ~~amounts provided in this subsection shall lapse.~~)

24 (57) \$60,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$60,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for implementation of Engrossed
27 Second Substitute Senate Bill No. 5141 (environmental justice task
28 force recs). (~~If the bill is not enacted by June 30, 2021, the~~
29 ~~amounts provided in this subsection shall lapse.~~)

30 (58) \$146,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$158,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for implementation of Engrossed
33 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
34 education). (~~If the bill is not enacted by June 30, 2021, the~~
35 ~~amounts provided in this subsection shall lapse.~~)

36 (59) \$422,000 of the general fund—state appropriation for fiscal
37 year 2022 is provided solely for implementation of chapter 6, Laws of
38 2021 (Engrossed Substitute Senate Bill No. 5272).

1 (60) The appropriations in this section include sufficient
2 funding for the implementation of chapter 96, Laws of 2021
3 (Substitute Senate Bill No. 5228).

4 (61) \$50,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$1,782,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for implementation of Engrossed
7 Second Substitute Senate Bill No. 5126 (climate commitment act). (~~If~~
8 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
9 ~~this subsection shall lapse.~~)

10 (62) \$125,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$125,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for an increase in financial
13 student assistance in public service oriented graduate and
14 professional degree programs, referred to as "fee-based" programs,
15 whose tuition for public service degrees is over \$35,000 per year.
16 Programs shall create mechanisms to prioritize assistance to
17 traditionally underrepresented students, specifically those who have
18 expressed a commitment to service in the physician assistant,
19 community oriented public health, or social work programs. The
20 institution may offer financial assistance for students that
21 volunteer or work with public health agencies, including as contact
22 tracers.

23 (63) \$1,250,000 of the general fund—state appropriation for
24 fiscal year 2023 is provided solely for the community-engagement test
25 to facilitate clean energy transitions by partnering with
26 communities, utilities, and project developers.

27 (64) \$2,000,000 of the general fund—state appropriation for
28 fiscal year 2023 is provided solely for staffing and operational
29 expenditures related to the battery fabrication testbed.

30 (65) The supporting capital costs for expanding the clean energy
31 testbeds network is established in section 5013, chapter . . . , Laws
32 of 2022 (the 2022 supplemental omnibus capital budget).

33 (66) \$500,000 of the general fund—state appropriation for fiscal
34 year 2023 is provided solely for the University of Washington school
35 of medicine to collaborate with the office of the superintendent of
36 public instruction, the commission on African American affairs, the
37 commission on Hispanic affairs, the commission on Asian Pacific
38 American affairs, and the governor's office of Indian affairs to
39 provide mentoring, career awareness, and preparation for students of

1 color in grades 6 and up who are interested in pursuing a career in
2 medicine.

3 (67) \$505,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for the University of Washington school
5 of pharmacy/medicine pharmacy services to create a pharmacy
6 behavioral health residency program.

7 (68) \$800,000 of the general fund—state appropriation for fiscal
8 year 2023 is provided solely for the institute for health metrics and
9 evaluation to conduct a three-year study of community health metrics,
10 disparities, and drivers in rural and eastern Washington.

11 (69) Within the amounts appropriated in this section, the
12 University of Washington must explore pathways for providing direct
13 admissions to the nursing programs at the Seattle campus. By December
14 1, 2022, the university must report pursuant to RCW 43.01.036 to the
15 appropriate committees of the legislature recommendations for direct
16 admissions, including a timeline for implementation and estimated
17 costs.

18 (70) \$232,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely for the center for environmental
20 forensic science for the procurement of an AccuTOF DART mass
21 spectrometry system to perform rapid forensic wood identification to
22 combat illegal logging and associated trade.

23 (71) \$300,000 of the general fund—state appropriation for fiscal
24 year 2023 is provided solely for a community inventory to help align
25 the Washington park arboretum's future planning with the diverse
26 needs and priorities of the community.

27 (72) \$100,000 of the general fund—state appropriation for fiscal
28 year 2023 is provided solely for the memory and brain wellness center
29 to support the statewide expansion of the dementia friends program.

30 (73) \$5,456,000 of the general fund—state appropriation for
31 fiscal year 2023 is provided solely for institution compensation
32 costs in recognition that these costs exceed estimated increases in
33 undergraduate operating fee revenue.

34 (74) \$18,000 of the general fund—state appropriation for fiscal
35 year 2023 is provided solely for Engrossed Second Substitute Senate
36 Bill No. 5764 (apprenticeships and higher ed). If the bill is not
37 enacted by June 30, 2022, the amount provided in this subsection
38 shall lapse.

1 (75) \$116,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for Substitute Senate Bill No. 5626
3 (water system plans/climate). If the bill is not enacted by June 30,
4 2022, the amount provided in this subsection shall lapse.

5 (76) \$277,000 of the general fund—state appropriation for fiscal
6 year 2023 is provided solely for Substitute Senate Bill No. 5644
7 (behavior health co-response). If the bill is not enacted by June 30,
8 2022, the amount provided in this subsection shall lapse.

9 (77) \$15,000 of the general fund—state appropriation for fiscal
10 year 2023 is provided solely for Engrossed Substitute Senate Bill No.
11 5874 (military student residency). If the bill is not enacted by June
12 30, 2022, the amount provided in this subsection shall lapse.

13 (78) \$102,000 of the general fund—state appropriation for fiscal
14 year 2023 is provided solely for the university to collaborate with
15 the department of health and the health care authority to develop a
16 licensure and regulatory program for behavioral health support
17 specialists consistent with the provisions in Engrossed Second
18 Substitute Senate Bill No. 5884 (behavioral health support).

19 (79) \$107,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for Senate Bill No. 5534 (verifiable
21 credentials). If the bill is not enacted by June 30, 2022, the amount
22 provided in this subsection shall lapse.

23 (80) \$89,000 of the general fund—state appropriation for fiscal
24 year 2023 is provided solely for Engrossed Second Substitute Senate
25 Bill No. 5597 (voting rights). If the bill is not enacted by June 30,
26 2022, the amount provided in this subsection shall lapse.

27 (81) \$225,000 of the general fund—state appropriation for fiscal
28 year 2023 is provided solely for a public-private partnership between
29 the center for health workforce studies and dental health
30 stakeholders to develop a dental workforce reporting program. The
31 program shall:

32 (a) Provide ongoing assessment of the supply and distribution of,
33 and demand for, the state's oral health workforce;

34 (b) Conduct studies to describe the demographic, education, and
35 practice characteristics of occupations engaged in providing oral
36 health care and to improve understanding of workplace factors that
37 influence workforce recruitment and retention; and

1 (c) Display and disseminate findings through a public facing
2 website dashboard and through findings briefs accessible from the
3 website, among other methods of dissemination.

4 (82) \$1,543,000 of the general fund—state appropriation for
5 fiscal year 2023 is provided solely for implementation of Substitute
6 Senate Bill No. 5723 (diversity in clinical trials). If the bill is
7 not enacted by June 30, 2022, the amount provided in this subsection
8 shall lapse.

9 **Sec. 605.** 2021 c 334 s 607 (uncodified) is amended to read as
10 follows:

11 **FOR WASHINGTON STATE UNIVERSITY**

12	General Fund—State Appropriation (FY 2022).	((\$245,660,000))
13		<u>\$246,465,000</u>
14	General Fund—State Appropriation (FY 2023).	((\$251,842,000))
15		<u>\$265,312,000</u>
16	General Fund—Federal Appropriation.	\$500,000
17	Washington State University Building Account—State	
18	Appropriation.	\$792,000
19	Education Legacy Trust Account—State Appropriation. . . .	\$33,995,000
20	Model Toxics Control Operating Account—State	
21	Appropriation.	\$2,076,000
22	Dedicated Marijuana Account—State Appropriation	
23	(FY 2022).	\$138,000
24	Dedicated Marijuana Account—State Appropriation	
25	(FY 2023).	((\$138,000))
26		<u>\$175,000</u>
27	Workforce Education Investment Account—State	
28	Appropriation.	((\$29,680,000))
29		<u>\$34,128,000</u>
30	Waste Reduction, Recycling, and Litter Control	
31	Account—State Appropriation.	\$331,000
32	TOTAL APPROPRIATION.	((\$565,152,000))
33		<u>\$583,912,000</u>

34 The appropriations in this section are subject to the following
35 conditions and limitations:

36 (1) \$90,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$90,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for a rural economic development
2 and outreach coordinator.

3 (2) The university must continue work with the education research
4 and data center to demonstrate progress in computer science and
5 engineering enrollments. By September 1st of each year, the
6 university shall provide a report including but not limited to the
7 cost per student, student completion rates, and the number of low-
8 income students enrolled in each program, any process changes or
9 best-practices implemented by the university, and how many students
10 are enrolled in computer science and engineering programs above the
11 prior academic year.

12 (3) \$500,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$500,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for state match requirements
15 related to the federal aviation administration grant.

16 (4) Washington State University shall not use funds appropriated
17 in this section to support intercollegiate athletic programs.

18 (5) \$7,000,000 of the general fund—state appropriation for fiscal
19 year 2022, \$7,000,000 of the general fund—state appropriation for
20 fiscal year 2023, and \$22,800,000 of the workforce education
21 investment account—state appropriation are provided solely for the
22 continued development and operations of a medical school program in
23 Spokane.

24 (6) \$135,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$135,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for a honey bee biology research
27 position.

28 (7) (~~(\$30,628,000)~~) \$31,614,000 of the general fund—state
29 appropriation for fiscal year 2022 and (~~(\$31,210,000)~~) \$32,341,000 of
30 the general fund—state appropriation for fiscal year 2023 are
31 provided solely for the implementation of the college affordability
32 program as set forth in RCW 28B.15.066.

33 (8) \$580,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$580,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for the development of an
36 organic agriculture systems degree program located at the university
37 center in Everett.

38 (9) \$630,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$630,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the creation of an
2 electrical engineering program located in Bremerton. At full
3 implementation, the university is expected to increase degree
4 production by 25 new bachelor's degrees per year. The university must
5 identify these students separately when providing data to the
6 education research data center as required in subsection (2) of this
7 section.

8 (10) \$1,370,000 of the general fund—state appropriation for
9 fiscal year 2022 and \$1,370,000 of the general fund—state
10 appropriation for fiscal year 2023 are provided solely for the
11 creation of software engineering and data analytic programs at the
12 university center in Everett. At full implementation, the university
13 is expected to enroll 50 students per academic year. The university
14 must identify these students separately when providing data to the
15 education research data center as required in subsection (2) of this
16 section.

17 (11) General fund—state appropriations in this section are
18 reduced to reflect a reduction in state-supported tuition waivers for
19 graduate students. When reducing tuition waivers, the university will
20 not change its practices and procedures for providing eligible
21 veterans with tuition waivers.

22 (12) \$1,154,000 of the general fund—state appropriation for
23 fiscal year 2022 and \$1,154,000 of the general fund—state
24 appropriation for fiscal year 2023 are provided solely for
25 implementation of chapter 36, Laws of 2017 3rd sp. sess. (renewable
26 energy, tax incentives).

27 (13) \$376,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$376,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for chapter 202, Laws of 2017
30 (E2SHB 1713) (children's mental health).

31 (14) \$585,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$585,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for implementation of chapter
34 159, Laws of 2017 (2SSB 5474) (elk hoof disease).

35 (15)(a) \$500,000 of the general fund—state appropriation for
36 fiscal year 2022 and \$500,000 of the general fund—state appropriation
37 for fiscal year 2023 are provided solely for the joint center for
38 deployment and research in earth abundant materials.

1 (b) By December 1, 2021, the joint center for deployment and
2 research in earth abundant materials must report to the appropriate
3 committees of the legislature on the center's research grant program,
4 including but not limited to the following:

5 (i) The annual amount of funding available for the grant program,
6 including any private or foundation dollars;

7 (ii) The average award amount per project;

8 (iii) The educational impact of funded projects on high schools
9 and community and technical colleges; and

10 (iv) The impact of project findings on technologies in Washington
11 using earth-abundant materials.

12 (16) \$2,076,000 of the model toxics control operating account—
13 state appropriation is provided solely for the university's soil
14 health initiative and its network of long-term agroecological
15 research and extension (LTARE) sites. The network must include a
16 Mount Vernon REC site.

17 (17) \$6,880,000 of the workforce education investment account—
18 state appropriation is provided solely for institution operating
19 costs, including compensation and central services, in recognition
20 that these costs exceed estimated increases in undergraduate
21 operating fee revenue as a result of RCW 28B.15.067.

22 (18) \$20,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$20,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the office of clean
25 technology to convene a sustainable aviation biofuels work group to
26 further the development of sustainable aviation fuel as a productive
27 industry in Washington. The work group must include members from the
28 legislature and sectors involved in sustainable aviation biofuels
29 research, development, production, and utilization. The work group
30 must provide a report including any pertinent recommendations to the
31 governor and appropriate committees of the legislature by December 1,
32 2022.

33 (19) \$500,000 of the general fund—state appropriation for fiscal
34 year 2023 is provided solely for Washington State University's energy
35 program to launch a least-conflict priority solar siting pilot
36 project in the Columbia basin of eastern and central Washington. This
37 program shall engage all relevant stakeholders to identify priority
38 areas where there is the least amount of potential conflict in the
39 siting of utility scale PV solar and to develop a map highlighting

1 these areas. The program shall also compile the latest information on
2 opportunities for dual-use and colocation of PV solar with other land
3 values. The appropriation is the maximum amount the department may
4 expend for this purpose.

5 (20) \$42,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$42,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for one full-time mental health
8 counselor licensed under chapter 18.225 RCW who has experience and
9 training specifically related to working with active members of the
10 military or military veterans.

11 (21) \$175,000 of the general fund—state appropriation for fiscal
12 year 2022 is provided solely for the William D. Ruckelshaus center to
13 partner with the Washington State University for the continued work
14 of the Washington state criminal sentencing task force established in
15 section 1002 of this act.

16 (22)(a) \$85,000 of the general fund—state appropriation for
17 fiscal year 2022 is provided solely for the William D.
18 Ruckelshaus center to conduct a situation assessment to gauge the
19 prospects for a collaborative approach to integration of leadership,
20 aligning roles and responsibilities, and increasing efficiency and
21 responsiveness of the state's K-12 education governance structure.
22 The assessment must:

23 (i) Identify issues, challenges, and opportunities related to
24 administration and governance of K-12 education in Washington state;

25 (ii) Consist of interviews with representatives of state-funded
26 K-12 education agencies, boards, commissions, and other relevant
27 entities identified by the center;

28 (iii) Explore potential opportunities for the integration,
29 alignment, and/or consolidation of roles and responsibilities of
30 entities; and

31 (iv) Identify key areas of focus.

32 (b) The center must report the assessment's findings and
33 recommendations to the education committees of the legislature by
34 March 31, 2022, with a preliminary report by February 1, 2022, as to
35 whether circumstances support the convening and facilitation of a
36 collaborative work group.

37 (23)(a) \$331,000 of the waste reduction, recycling, and litter
38 control account—state appropriation is provided solely for the
39 university to conduct an organic waste study to:

1 (i) Assess local and state government compost usage in projects
2 and buy-back programs under RCW 43.19A.120 and 43.19A.130 including
3 but not limited to participation, effectiveness, and amount and types
4 of usage of compost; and

5 (ii) Develop a model to estimate carbon sequestration from
6 organic waste-derived soil amendment application to soil, and
7 identify technologies, methods, and potential funding for carbon
8 sequestration from Washington's organic wastes including but not
9 limited to the potential inclusion of these materials in carbon
10 markets and trading.

11 (b) The university must submit a report on the assessment's
12 findings and model development to the appropriate committees of the
13 legislature by December 31, 2022.

14 (24) \$500,000 of the general fund—federal appropriation (CRRSA)
15 is provided solely to support farm stress programs in response to the
16 COVID-19 pandemic, as authorized in section 766, division N,
17 consolidated appropriations act, 2021, P.L. 116-260.

18 (25) \$200,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$200,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for implementation of Engrossed
21 Third Substitute House Bill No. 1091 (transportation fuel/carbon).
22 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
23 ~~in this subsection shall lapse.~~)

24 (26) \$86,000 of the general fund—state appropriation for fiscal
25 year 2022 is provided solely for implementation of Engrossed
26 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~
27 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
28 ~~subsection shall lapse.~~)

29 (27) \$101,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$101,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for implementation of Engrossed
32 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
33 education). (~~If the bill is not enacted by June 30, 2021, the~~
34 ~~amounts provided in this subsection shall lapse.~~)

35 (28) \$281,000 of the general fund—state appropriation for fiscal
36 year 2022 is provided solely for implementation of chapter 6, Laws of
37 2021 (Engrossed Substitute Senate Bill No. 5272).

1 (29) The appropriations in this section include sufficient
2 funding for the implementation of chapter 96, Laws of 2021
3 (Substitute Senate Bill No. 5228).

4 (30) \$224,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$221,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for implementation of Second
7 Substitute Senate Bill No. 5253 (pollinator health). (~~If the bill is
8 not enacted by June 30, 2021, the amounts provided in this subsection
9 shall lapse.~~)

10 (31) \$1,718,000 of the general fund—state appropriation for
11 fiscal year 2023 is provided solely for implementation of Engrossed
12 Second Substitute Senate Bill No. 5126 (climate commitment act). (~~If
13 the bill is not enacted by June 30, 2021, the amount provided in this
14 subsection shall lapse.~~)

15 (32) \$412,000 from the institutions of higher education—grant and
16 contracts account is provided solely for implementation of Substitute
17 Senate Bill No. 5317 (pesticide registration). (~~If the bill is not
18 enacted by June 30, 2021, the amount provided in this subsection
19 shall lapse.~~)

20 (33) \$2,392,000 of the workforce education investment account—
21 state appropriation is provided solely to establish an information
22 assurance major within the bachelor's degree in business
23 administration.

24 (34) \$2,056,000 of the workforce education investment account—
25 state appropriation is provided solely to establish a bachelor's
26 degree in cybersecurity operations.

27 (35) \$500,000 of the general fund—state appropriation for fiscal
28 year 2023 is provided solely for the Elson S. Floyd College of
29 Medicine to collaborate with the office of the superintendent of
30 public instruction, the commission on African American affairs, the
31 commission on Hispanic affairs, the commission on Asian Pacific
32 American affairs, and the governor's office of Indian affairs to
33 provide mentoring, career awareness, and preparation for students of
34 color in grades 6 and up who are interested in pursuing a career in
35 medicine.

36 (36) \$33,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for compensation funding for Western
38 Washington University employees that work on the Washington State
39 University Everett campus.

1 (37) \$341,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for the college of pharmacy and
3 pharmaceutical sciences to create a pharmacy behavioral health
4 residency program.

5 (38)(a) \$175,000 of the general fund—state appropriation for
6 fiscal year 2023 is provided solely for the Washington state academy
7 of sciences for a review of department of fish and wildlife fishery-
8 related mortality estimates for wild salmonid stocks from
9 conventional and alternative commercial fishing gears authorized for
10 use within lower Columbia river nontribal salmon fisheries,
11 specifically gill net, tangle net, beach seine, purse seine, and
12 pound net, and the ability of each fishing gear to selectively
13 harvest hatchery-reared salmon.

14 (b) The review must:

15 (i) Determine the extent to which wild salmonid stocks are
16 harvested in a gear-specific fishery, including a review of current
17 stock composition estimates;

18 (ii) Identify and synthesize stock-specific data and peer-
19 reviewed scientific literature that exists for immediate and long-
20 term post-release mortality rates and annual wild salmonid stock
21 encounters for each gear within specific fishing seasons in the lower
22 Columbia river; and

23 (iii) Determine the origins and scientific bases of stock-
24 specific bycatch mortality rate estimates currently used by the
25 department of fish and wildlife for management of endangered species
26 act listed fish stocks impacted by each nontribal commercial fishing
27 gear and evaluate the precision and accuracy of these estimates
28 relative to the data and peer-reviewed scientific literature that
29 exists.

30 (c) By June 30, 2023, the Washington academy of sciences must
31 submit a report to the appropriate committees of the legislature
32 pursuant to RCW 43.01.036 of its findings and recommendations related
33 to gear-specific data gaps and the need to potentially reassess
34 approved bycatch mortality and encounter rates used by the department
35 of fish and wildlife for fishery management. It is intended that the
36 report will inform development of an investment plan and management
37 strategy to continue the transition of lower Columbia river nontribal
38 commercial fisheries toward science-based selective fishing regimes
39 that create the least harm to wild salmonids and are most beneficial
40 to Columbia river basin salmon recovery efforts.

1 (39) \$188,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for stormwater research to study the
3 long-term efficacy of green stormwater infrastructure that
4 incorporates compost to remove pollutants.

5 (40) \$608,000 of the general fund—state appropriation for fiscal
6 year 2023 is provided solely for the Washington state academy of
7 sciences to provide support for core operations and to accomplish its
8 mission of providing science in the service of Washington state,
9 pursuant to its memorandum of understanding with the university.

10 (41) \$1,511,000 of the general fund—state appropriation for
11 fiscal year 2023 is provided solely for institution compensation
12 costs in recognition that these costs exceed estimated increases in
13 undergraduate operating fee revenue.

14 (42) \$80,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for implementation of Engrossed Second
16 Substitute Senate Bill No. 5764 (apprenticeships and higher ed). If
17 the bill is not enacted by June 30, 2022, the amount provided in this
18 subsection shall lapse.

19 (43) \$62,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for implementation of Senate Bill No.
21 5534 (verifiable credentials). If the bill is not enacted by June 30,
22 2022, the amount provided in this subsection shall lapse.

23 (44) \$500,000 of the general fund—state appropriation for fiscal
24 year 2023 is provided solely for the Washington state commission on
25 pesticide registration for research to develop alternatives for
26 growers currently using organophosphate pesticides.

27 **Sec. 606.** 2021 c 334 s 608 (uncodified) is amended to read as
28 follows:

29 **FOR EASTERN WASHINGTON UNIVERSITY**

30	General Fund—State Appropriation (FY 2022)	(\$58,079,000)
31		<u>\$58,287,000</u>
32	General Fund—State Appropriation (FY 2023)	(\$59,057,000)
33		<u>\$67,748,000</u>
34	Education Legacy Trust Account—State Appropriation.	\$16,838,000
35	Workforce Education Investment Account—State	
36	Appropriation.	(\$5,210,000)
37		<u>\$9,074,000</u>
38	TOTAL APPROPRIATION.	(\$139,184,000)

The appropriations in this section are subject to the following conditions and limitations:

(1) At least \$200,000 of the general fund—state appropriation for fiscal year 2022 and at least \$200,000 of the general fund—state appropriation for fiscal year 2023 must be expended on the Northwest autism center.

(2) The university must continue work with the education research and data center to demonstrate progress in computer science and engineering enrollments. By September 1st of each year, the university shall provide a report including but not limited to the cost per student, student completion rates, and the number of low-income students enrolled in each program, any process changes or best-practices implemented by the university, and how many students are enrolled in computer science and engineering programs above the prior academic year.

(3) Eastern Washington University shall not use funds appropriated in this section to support intercollegiate athletics programs.

(4) (~~(\$11,002,000)~~) \$11,356,000 of the general fund—state appropriation for fiscal year 2022 and (~~(\$11,211,000)~~) \$11,617,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of the college affordability program as set forth in RCW 28B.15.066.

(5) Within amounts appropriated in this section, the university is encouraged to increase the number of tenure-track positions created and hired.

(6) \$56,000 of the general fund—state appropriation for fiscal year (~~2022~~) 2023 is provided solely for a comprehensive analysis of the deep lake watershed involving land owners, ranchers, lake owners, one or more conservation districts, the department of ecology, and the department of natural resources.

(7) \$2,274,000 of the workforce education investment account—state appropriation is provided solely for institution operating costs, including compensation and central services, in recognition that these costs exceed estimated increases in undergraduate operating fee revenue as a result of RCW 28B.15.067.

(8) \$2,636,000 of the workforce education investment account—state appropriation is provided solely to maintain a computer

1 engineering degree program in the college of science, technology,
2 engineering, and math.

3 (9) \$45,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$45,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for one full-time mental health
6 counselor licensed under chapter 18.225 RCW who has experience and
7 training specifically related to working with active members of the
8 military or military veterans.

9 (10) \$300,000 of the workforce education investment account—state
10 appropriation is provided solely to establish a center for inclusive
11 excellence for faculty and staff.

12 (11) \$500,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$500,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for increasing dual credit
15 options, to address issues of equity in higher education access.

16 (12) \$110,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$110,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for a new summer bridge program.

19 (13) \$27,000 of the general fund—state appropriation for fiscal
20 year 2022 is provided solely for implementation of Engrossed
21 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~
22 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
23 ~~subsection shall lapse.))~~

24 (14) \$125,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$125,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for implementation of Engrossed
27 Second Substitute House Bill No. 1335 (racial restrictions/review).
28 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
29 ~~in this subsection shall lapse.))~~

30 (15) \$121,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$121,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for implementation of Engrossed
33 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
34 education). (~~If the bill is not enacted by June 30, 2021, the~~
35 ~~amounts provided in this subsection shall lapse.))~~

36 (16) \$2,262,000 of the workforce education investment account—
37 state appropriation is provided solely to establish a bachelor of
38 science in cybersecurity degree option through the computer science
39 program.

1 (17) \$548,000 of the workforce education investment account—state
2 appropriation is provided solely to establish a professional master
3 of science cyber operations degree option in the college of science,
4 technology, engineering, and mathematics.

5 (18) \$1,054,000 of the workforce education investment account—
6 state appropriation is provided solely for the implementation of
7 eagle care, a coordinated care network that will maximize the
8 collaboration of various student support services to create
9 wraparound care for students to address obstacles to degree
10 completion. The appropriation must be used to supplement, not
11 supplant, other funding sources for the program.

12 (19) \$306,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for institution compensation costs in
14 recognition that these costs exceed estimated increases in
15 undergraduate operating fee revenue.

16 (20) \$68,000 of the general fund—state appropriation for fiscal
17 year 2023 is provided solely for implementation of Engrossed Second
18 Substitute Senate Bill No. 5764 (apprenticeships and higher ed). If
19 the bill is not enacted by June 30, 2022, the amount provided in this
20 subsection shall lapse.

21 (21) \$14,000 of the general fund—state appropriation for fiscal
22 year 2023 is provided solely for implementation of Senate Bill No.
23 5534 (verifiable credentials). If the bill is not enacted by June 30,
24 2022, the amount provided in this subsection shall lapse.

25 (22) \$6,170,000 of the general fund—state appropriation for
26 fiscal year 2023 is provided solely to establish a bachelor of
27 science in nursing program.

28 **Sec. 607.** 2021 c 334 s 609 (uncodified) is amended to read as
29 follows:

30 **FOR CENTRAL WASHINGTON UNIVERSITY**

31	General Fund—State Appropriation (FY 2022)	(\$59,896,000)
32		<u>\$60,211,000</u>
33	General Fund—State Appropriation (FY 2023)	(\$61,151,000)
34		<u>\$64,399,000</u>
35	Central Washington University Capital Projects	
36	Account—State Appropriation	\$76,000
37	Education Legacy Trust Account—State Appropriation	\$19,076,000
38	Workforce Education Investment Account—State	

1	Appropriation.	((\$4,022,000))
2		<u>\$6,755,000</u>
3	TOTAL APPROPRIATION.	((\$144,221,000))
4		<u>\$150,517,000</u>

5 The appropriations in this section are subject to the following
6 conditions and limitations:

7 (1) The university must continue work with the education research
8 and data center to demonstrate progress in engineering enrollments.
9 By September 1st of each year, the university shall provide a report
10 including but not limited to the cost per student, student completion
11 rates, and the number of low-income students enrolled in each
12 program, any process changes or best-practices implemented by the
13 university, and how many students are enrolled in engineering
14 programs above the prior academic year.

15 (2) Central Washington University shall not use funds
16 appropriated in this section to support intercollegiate athletics
17 programs.

18 (3) ((~~\$12,401,000~~)) \$12,800,000 of the general fund—state
19 appropriation for fiscal year 2022 and ((~~\$12,636,000~~)) \$13,094,000 of
20 the general fund—state appropriation for fiscal year 2023 are
21 provided solely for the implementation of the college affordability
22 program as set forth in RCW 28B.15.066.

23 (4) Within amounts appropriated in this section, the university
24 is encouraged to increase the number of tenure-track positions
25 created and hired.

26 (5) \$2,236,000 of the workforce education investment account—
27 state appropriation is provided solely for institution operating
28 costs, including compensation and central services, in recognition
29 that these costs exceed estimated increases in undergraduate
30 operating fee revenue as a result of RCW 28B.15.067.

31 (6) \$1,050,000 of the workforce education investment account—
32 state appropriation is provided solely to increase the number of
33 certified K-12 teachers.

34 (7) \$736,000 of the workforce education investment account—state
35 appropriation is provided solely to maintain mental health counseling
36 positions.

37 (8) \$240,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$240,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for two psychologists to

1 increase access to mental health counseling for traditionally
2 underrepresented students.

3 (9) \$52,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$52,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for one full-time mental health
6 counselor licensed under chapter 18.225 RCW who has experience and
7 training specifically related to working with active members of the
8 military or military veterans.

9 (10) \$155,000 of the general fund—state appropriation for fiscal
10 year 2022 is provided solely to implement chapter 295, Laws of 2019
11 (educator workforce supply).

12 (11) \$750,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$750,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely to establish a bachelor of
15 science in computer science at the university's Des Moines center.

16 (12) \$31,000 of the general fund—state appropriation for fiscal
17 year 2022 is provided solely for implementation of Engrossed
18 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~
19 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
20 ~~subsection shall lapse.~~)

21 (13) \$131,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$131,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for implementation of Engrossed
24 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
25 education). (~~If the bill is not enacted by June 30, 2021, the~~
26 ~~amounts provided in this subsection shall lapse.~~)

27 (14) \$16,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$16,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for implementation of Engrossed
30 Second Substitute Senate Bill No. 5259 (law enforcement data). (~~If~~
31 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
32 ~~this subsection shall lapse.~~)

33 (15) \$1,084,000 of the workforce education investment account—
34 state appropriation is provided solely to expand cybersecurity course
35 capacity in the computer science program and to establish a
36 bachelor's degree in cybersecurity.

37 (16) \$333,000 of the workforce education investment account—state
38 appropriation is provided solely to establish a cybersecurity
39 certificate program through the department of continuing education.

1 (17) \$293,000 of the workforce education investment account—state
2 appropriation is provided solely for a peer mentoring program. The
3 amount provided in this subsection must be used to supplement, not
4 supplant, other funding sources for the program.

5 (18) \$880,000 of the workforce education investment account—state
6 appropriation is provided solely for a faculty group hire with
7 diverse experiences and backgrounds to support underrepresented
8 students and improve student retention.

9 (19) \$143,000 of the workforce education investment account—state
10 appropriation is provided solely for the jump start program, an
11 extended orientation to help promote retention of underserved
12 students. The amount provided in this subsection must be used to
13 supplement, not supplant, other funding sources for the program.

14 (20) \$325,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for institution compensation costs in
16 recognition that these costs exceed estimated increases in
17 undergraduate operating fee revenue.

18 (21) \$79,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely for implementation of Senate Bill No.
20 5534 (verifiable credentials). If the bill is not enacted by June 30,
21 2022, the amount provided in this subsection shall lapse.

22 **Sec. 608.** 2021 c 334 s 610 (uncodified) is amended to read as
23 follows:

24 **FOR THE EVERGREEN STATE COLLEGE**

25	General Fund—State Appropriation (FY 2022)	((\$32,450,000))
26		<u>\$32,116,000</u>
27	General Fund—State Appropriation (FY 2023)	((\$32,068,000))
28		<u>\$36,076,000</u>
29	The Evergreen State College Capital Projects	
30	Account—State Appropriation	\$80,000
31	Education Legacy Trust Account—State Appropriation	\$5,450,000
32	Workforce Education Investment Account—State	
33	Appropriation	((\$3,906,000))
34		<u>\$4,360,000</u>
35	TOTAL APPROPRIATION	((\$73,954,000))
36		<u>\$78,082,000</u>

37 The appropriations in this section are subject to the following
38 conditions and limitations:

1 (1) (~~(\$3,772,000)~~) \$3,893,000 of the general fund—state
2 appropriation for fiscal year 2022 and (~~(\$3,843,000)~~) \$3,983,000 of
3 the general fund—state appropriation for fiscal year 2023 are
4 provided solely for the implementation of the college affordability
5 program as set forth in RCW 28B.15.066.

6 (2) Funding provided in this section is sufficient for The
7 Evergreen State College to continue operations of the Longhouse
8 Center and the Northwest Indian applied research institute.

9 (3) Within amounts appropriated in this section, the college is
10 encouraged to increase the number of tenure-track positions created
11 and hired.

12 (4) (~~(\$3,207,000)~~) \$2,760,000 of the general fund—state
13 appropriation for fiscal year 2022 and (~~(\$2,677,000)~~) \$3,395,000 of
14 the general fund—state appropriation for fiscal year 2023 are
15 provided solely for the Washington state institute for public policy
16 to initiate, sponsor, conduct, and publish research that is directly
17 useful to policymakers and manage reviews and evaluations of
18 technical and scientific topics as they relate to major long-term
19 issues facing the state. Within the amounts provided in this
20 subsection (4):

21 (a) \$1,391,000 of the amounts in fiscal year 2022 and \$1,399,000
22 of the amounts in fiscal year 2023 are provided for administration
23 and core operations.

24 (b) \$828,000 of the amounts in fiscal year 2022 and \$937,000 of
25 the amounts in fiscal year 2023 are provided solely for ongoing and
26 continuing studies on the Washington state institute for public
27 policy's work plan.

28 (c) \$60,000 of the amounts in fiscal year 2022 are provided
29 solely to the Washington state institute for public policy for the
30 continued work and research on behalf of the domestic violence risk
31 assessment work group established in section 959 of this act.

32 (d) \$25,000 of the amounts in fiscal year 2022 are provided
33 solely to the Washington state institute for public policy for the
34 continued work and research on behalf of the Washington state
35 criminal sentencing task force established in section 1002 of this
36 act.

37 (e) (i) (~~(\$90,000)~~) \$14,000 of the amounts in fiscal year 2022 and
38 \$76,000 of the amounts in fiscal year 2023 are provided solely for

1 the Washington state institute for public policy to study net nanny
2 and similar fictitious victim sting operations. The study must:

3 (A) Describe the current research on net nanny-type sting
4 operations, including any evidence of their effectiveness in
5 deterring or reducing crime, their costs, and the potential
6 advantages or drawbacks of their use in crime prevention; and

7 (B) Compare the characteristics of individuals convicted under
8 net nanny stings with individuals convicted of child sex offenses
9 through other avenues.

10 (ii) The Washington state patrol shall provide the Washington
11 state institute for public policy with the data necessary to conduct
12 the analysis in (e)(i)(B) of this subsection. A net nanny sting
13 operation is a collaborative operation that includes local, state,
14 and federal law enforcement that targets the arrest and prosecution
15 of individuals involved in child abuse and exploitation using the
16 internet by using a fictitious victim. By June 30, (~~2022~~) 2023, the
17 institute must submit results from the study to the appropriate
18 committees of the legislature.

19 (f) (~~(\$70,000)~~) \$124,000 of the general fund—state appropriation
20 for fiscal year 2022 and (~~(\$130,000)~~) \$76,000 of the general fund—
21 state appropriation for fiscal year 2023 are provided solely for the
22 Washington state institute for public policy to study legal financial
23 obligations as defined in RCW 9.94A.030.

24 (i) The study should explore the following topics:

25 (A) The amount of legal and financial obligations imposed over
26 the last three years;

27 (B) The total amounts outstanding and the total amounts collected
28 annually, including annual collection rates; including all
29 restitution, costs, fees, fines, penalty assessments, and interest,
30 disaggregated;

31 (C) Statutes which allow for the imposition of legal and
32 financial obligations;

33 (D) The percentage of the judicial branch's budget which has been
34 supported by legal and financial obligations since the system's
35 inception;

36 (E) The programs funded by legal financial obligations; and

37 (F) How other states fund their court system including but not
38 limited to whether they use legal financial obligations to provide
39 support.

1 (ii) The study should recommend to the legislature potential
2 methods and processes to delink court related funding and other
3 county and local funding from the collection of legal financial
4 obligations and to provide such funding through other means.

5 (iii) The Washington state institute for public policy may
6 solicit input for the study from interested parties to include but
7 not be limited to the Washington state association of counties, the
8 Washington state association of county officials, the Washington
9 state association of prosecuting attorneys, superior court judges,
10 civil legal aid, civil rights attorneys, disability rights advocates,
11 crime victim advocates, persons formerly incarcerated, advocates for
12 persons who are currently or formerly incarcerated, academic
13 researchers, persons with expertise analyzing data on legal financial
14 obligations, the Washington state minority and justice commission,
15 and the administrative office of the courts.

16 (iv) An initial report is due to the legislature by December 1,
17 2021, with a supplemental and final report due to the legislature by
18 December 1, 2022.

19 (g) (~~(\$75,000)~~) \$7,000 of the general fund—state appropriation
20 for fiscal year 2022 (~~(+s)~~) and \$68,000 of the general fund—state
21 appropriation for fiscal year 2023 are provided solely for the
22 institute to review available research literature to investigate and
23 describe any relationship between early substance abuse of cannabis,
24 opioids, or cocaine and mental health disorders in young adults; and
25 any relationship between nutrition and mental health disorders in
26 young adults. The institute shall report its findings to the
27 legislature no later than (~~(June 30)~~) December 1, 2022.

28 (h) (i) (~~(\$175,000)~~) \$102,000 of the amounts in fiscal year 2022
29 and \$73,000 of the amounts in fiscal year 2023 are provided solely
30 for the Washington state institute for public policy to partner with
31 a context expert to conduct a wilderness therapy research review. The
32 University of Washington evidence-based practice institute and
33 Washington State University impact center must assist the institute
34 in identifying a content expert. For the review, the institute must:

35 (A) Identify wilderness therapy program models related to
36 behavioral health which have a treatment approach which is well
37 defined or definable and have a strong evidence base to be added to
38 reporting guides for being identified as an evidence-based practice
39 for mental health, including identification of target populations for
40 these programs;

1 (B) Identify wilderness/adventure program models available for
2 prevention services which are cost beneficial; and

3 (C) Assess the interest and likelihood of support for programs of
4 this nature among relevant interest groups, such as state prevention
5 coalitions and tribes, if such programs were listed as approved cost
6 beneficial prevention programs by the division of behavioral health
7 and recovery and the Washington state health care authority.

8 (ii) The institute must submit to the appropriate committees of
9 the legislature a report on (h) (i) (A) and (B) of this subsection by
10 (~~December 31, 2021~~) June 30, 2022, and a report on (h) (i) (C) of
11 this subsection by (~~June 30, 2022~~) December 1, 2022.

12 (i) (~~(\$272,000)~~) \$15,000 of the amounts in fiscal year 2022 and
13 (~~(\$98,000)~~) \$286,000 of the amounts in fiscal year 2023 are provided
14 solely for implementation of Engrossed Second Substitute Senate Bill
15 No. 5304 (reentry services/state and local institutions). (~~If the~~
16 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
17 ~~subsection (4) (i) shall lapse.~~)

18 (j) (~~(\$71,000)~~) \$48,000 of the amounts in fiscal year 2022 and
19 (~~(\$66,000)~~) \$89,000 of the amounts in fiscal year 2023 are provided
20 solely for implementation of Engrossed Second Substitute Senate Bill
21 No. 5194 (equity and access in higher education). (~~If the bill is~~
22 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
23 ~~(4) (j) shall lapse.~~)

24 (k) (i) (~~(\$150,000)~~) \$75,000 of the general fund—state
25 appropriation for fiscal year 2022 (~~is~~) and \$75,000 of the general
26 fund—state appropriation for fiscal year 2023 are provided solely for
27 the Washington state institute for public policy to conduct a cost-
28 benefit analysis for an exclusive or partial American steel
29 requirement for future contracts and subcontracts authorized in the
30 capital budget. The cost-benefit analysis must, to the extent
31 feasible:

32 (A) Compare existing types and uses of steel to America made
33 steel alternatives, including evaluation of quality;

34 (B) Examine benefits to Washington workers and the Washington
35 economy;

36 (C) Examine lifecycle and embodied carbon greenhouse gas
37 emissions;

38 (D) Identify requirements for purchasing American steel that
39 minimize costs and maximize benefits; and

1 (E) Evaluate American steel requirements or preferences in other
2 states.

3 (ii) The institute may solicit input for the analysis from
4 representatives of interested parties to include, but not be limited
5 to, the construction and manufacturing sectors, organized labor in
6 the construction and manufacturing sectors, cities, counties,
7 American steel manufacturing companies, environmental advocacy
8 organizations, and appropriate state agencies.

9 (iii) The institute must submit a final report to the appropriate
10 committees of the legislature by December 1, ~~((2021))~~ 2022.

11 (l) \$47,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely for implementation of Second Substitute
13 House Bill No. 1044 (prison to postsecondary ed.). ~~((If the bill is
14 not enacted by June 30, 2021, the amount provided in this subsection
15 (4)(l) shall lapse.))~~

16 (m) Notwithstanding other provisions in this subsection, the
17 board of directors for the Washington state institute for public
18 policy may adjust due dates for projects included on the institute's
19 2021-23 work plan as necessary to efficiently manage workload.

20 (n) \$71,000 of the amounts in fiscal year 2022 and \$91,000 of the
21 amounts in fiscal year 2023 are provided solely for implementation of
22 chapter 314, Laws of 2021 (Engrossed Second Substitute Senate Bill
23 No. 5141) (environmental health and disparities map).

24 (o) (i) \$62,000 of the amounts in fiscal year 2023 are provided
25 solely for the Washington state institute for public policy to
26 conduct a comprehensive study to assess the specific needs of
27 farmworkers in the state to help policymakers determine whether those
28 needs are being met by state administered programs, policies, and
29 statutes. The institute must consult with farmworker advocacy
30 organizations, state agencies administering programs and policies
31 impacting farmworkers, and nonprofit organizations that work directly
32 with farmworkers.

33 (ii) As part of its information gathering, the institute must
34 hear from farmworkers, either directly or through the nonprofit
35 organizations, regarding farmworkers' experiences and working
36 conditions. These personal, real-life experiences from farmworkers
37 must be based on informal interviews or surveys conducted by Latino
38 nonprofit organizations that have well-established connections and
39 relationships with farmworkers.

1 (iii) The study must focus on needs related to health and safety
2 in the workplace, payment of wages, and preventing harassment and
3 discrimination of, and retaliation against, farmworkers for asserting
4 their rights regarding health and safety standards, wage and hour
5 laws, and access to services.

6 (iv) The study must include:

7 (A) An examination of how the relevant state agencies coordinate
8 with each other and federal agencies in administrating and enforcing
9 the various laws, policies, and programs, and of the agencies'
10 education and outreach to farmworkers regarding farmworkers' rights
11 and protections;

12 (B) A review of available data from, and research of, programs
13 that are intended to increase health and safety outcomes for
14 farmworkers and that are intended to provide farmworkers access to
15 services and benefits; and

16 (C) Options on ways to improve agency coordination and the
17 effectiveness of reviewed programs.

18 (v) The legislature expects the institute to submit a preliminary
19 report to the appropriate committees of the legislature by December
20 1, 2023, and a final report by June 30, 2025.

21 (p) \$116,000 of the amounts in fiscal year 2023 is provided
22 solely for implementation of Substitute Senate Bill No. 5783
23 (underground economy). If the bill is not enacted by June 30, 2022,
24 the amount provided in this subsection shall lapse.

25 (5) \$2,636,000 of the workforce education investment account—
26 state appropriation is provided solely for institution operating
27 costs, including compensation and central services, in recognition
28 that these costs exceed estimated increases in undergraduate
29 operating fee revenue as a result of RCW 28B.15.067.

30 (6) \$670,000 of the workforce education investment account—state
31 appropriation is provided solely to maintain enrollment capacity in
32 psychology programs.

33 (7) \$600,000 of the workforce education investment account—state
34 appropriation is provided solely to increase student success by
35 maintaining support for a student precollege immersion program and
36 The Evergreen first-year experience.

37 (8) \$213,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$213,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for additional faculty to
2 support Native American and indigenous programs.

3 (9) \$85,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$85,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely to the native pathways program
6 for an assistant director.

7 (10) \$110,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$110,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely to establish a new tribal
10 liaison position.

11 (11) \$39,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$39,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for one full-time mental health
14 counselor licensed under chapter 18.225 RCW who has experience and
15 training specifically related to working with active members of the
16 military or military veterans.

17 (12) \$7,000 of the general fund—state appropriation for fiscal
18 year 2022 is provided solely for implementation of Engrossed
19 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~
20 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
21 ~~subsection shall lapse.~~)

22 (13) \$236,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$220,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for implementation of Engrossed
25 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
26 education). (~~If the bill is not enacted by June 30, 2021, the~~
27 ~~amounts provided in this subsection shall lapse.~~)

28 (14) \$454,000 of the workforce education investment account—state
29 appropriation is provided solely for an interdisciplinary
30 cybersecurity certificate.

31 (15) \$25,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided solely for the college to develop a plan to
33 implement new certificate programs for the school of professional
34 studies. By November 15, 2022, the college must submit the plan to
35 the fiscal committees of the legislature and the office of financial
36 management for the purpose of evaluating the plan for the 2023-2025
37 biennial budget.

1 (16) \$120,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for instructional design for online
3 teaching.

4 (17) \$142,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely to address student mental health and
6 wellness. The amount provided in this subsection must be used to
7 supplement, not supplant, other funding sources for student mental
8 health and wellness.

9 (18) \$320,000 of the general fund—state appropriation for fiscal
10 year 2023 is provided solely for supplemental in-person laboratory,
11 art, and media lab experiences.

12 (19) \$600,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely to develop and expand current
14 corrections education programs offered in department of corrections
15 facilities. The college shall appoint a project implementation team,
16 collaborate with stakeholders to plan student success programs and
17 curriculum which lead to transferable credit, associate and
18 bachelor's degrees, and other workforce credentials, and train
19 faculty and staff on working with incarcerated populations.

20 (20) \$158,000 of the general fund—state appropriation for fiscal
21 year 2023 is provided solely for institution compensation costs in
22 recognition that these costs exceed estimated increases in
23 undergraduate operating fee revenue.

24 (21) \$150,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely for implementation of Senate Bill No.
26 5534 (verifiable credentials). If the bill is not enacted by June 30,
27 2022, the amount provided in this subsection shall lapse.

28 (22) \$100,000 of the general fund—state appropriation for fiscal
29 year 2023 is provided solely for implementation of chapter 329, Laws
30 of 2021 (Substitute House Bill No. 1223) (custodial interrogations).

31 **Sec. 609.** 2021 c 334 s 611 (uncodified) is amended to read as
32 follows:

33 **FOR WESTERN WASHINGTON UNIVERSITY**

34	General Fund—State Appropriation (FY 2022)	(\$83,910,000)
35		<u>\$84,400,000</u>
36	General Fund—State Appropriation (FY 2023)	(\$85,554,000)
37		<u>\$91,737,000</u>
38	Western Washington University Capital Projects	

1	Account—State Appropriation.	\$1,424,000
2	Education Legacy Trust Account—State Appropriation. . . .	\$13,831,000
3	Workforce Education Investment Account—State	
4	Appropriation.	(\$6,698,000)
5		<u>\$9,706,000</u>
6	TOTAL APPROPRIATION.	(\$191,417,000)
7		<u>\$201,098,000</u>

8 The appropriations in this section are subject to the following
9 conditions and limitations:

10 (1) The university must continue work with the education research
11 and data center to demonstrate progress in computer science and
12 engineering enrollments. By September 1st of each year, the
13 university shall provide a report including but not limited to the
14 cost per student, student completion rates, and the number of low-
15 income students enrolled in each program, any process changes or
16 best-practices implemented by the university, and how many students
17 are enrolled in computer science and engineering programs above the
18 prior academic year.

19 (2) Western Washington University shall not use funds
20 appropriated in this section to support intercollegiate athletics
21 programs.

22 (3) ~~(\$17,116,000)~~ \$17,667,000 of the general fund—state
23 appropriation for fiscal year 2022 and ~~(\$17,441,000)~~ \$18,073,000 of
24 the general fund—state appropriation for fiscal year 2023 are
25 provided solely for the implementation of the college affordability
26 program as set forth in RCW 28B.15.066.

27 (4) \$150,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$150,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely to recruit and retain high
30 quality and diverse graduate students.

31 (5) \$494,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$548,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for critical support services to
34 ensure traditionally underrepresented students receive the same
35 opportunities for academic success as their peers.

36 (6) \$700,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$700,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for the creation and
39 implementation of an early childhood education degree program at the

1 western on the peninsulas campus. The university must collaborate
2 with Olympic college. At full implementation, the university is
3 expected to grant approximately 75 bachelor's degrees in early
4 childhood education per year at the western on the peninsulas campus.

5 (7) \$1,306,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$1,306,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for the university to develop a
8 new program in marine, coastal, and watershed sciences.

9 (8) \$886,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$886,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for the university to reduce
12 tuition rates for four-year degree programs offered in partnership
13 with Olympic college—Bremerton, Olympic college—Poulsbo, and
14 Peninsula college—Port Angeles that are currently above state-funded
15 resident undergraduate tuition rates.

16 (9) \$90,000 of the general fund—state appropriation for fiscal
17 year 2022 is provided solely for the university to assess the
18 feasibility and benefits of expanding outdoor residential school
19 programs to equitably serve either all fifth and sixth grade
20 students, or only fifth or only sixth grade students statewide. The
21 study shall explore the equity concerns exacerbated by the COVID-19
22 pandemic in the areas of outdoor recreation and outdoor learning
23 experiences, with a focus on using physical activity and exposure to
24 natural settings as a strategy for improving health disparities and
25 accelerating learning for historically underserved populations. The
26 study must also consider programs and facilities at outdoor
27 residential schools, youth camps, and state parks and assess the
28 impact of COVID-19 on these institutions, and recommend strategies to
29 preserve and expand capacity for outdoor school. The university shall
30 submit a report to the office of the governor, the office of the
31 superintendent of public instruction, and the education committees of
32 the legislature summarizing the assessment and making recommendations
33 no later than September 30, 2021.

34 (10) Within amounts appropriated in this section, the university
35 is encouraged to increase the number of tenure-track positions
36 created and hired.

37 (11) \$2,256,000 of the workforce education investment account—
38 state appropriation is provided solely for institution operating
39 costs, including compensation and central services, in recognition

1 that these costs exceed estimated increases in undergraduate
2 operating fee revenue as a result of RCW 28B.15.067.

3 (12) \$3,426,000 of the workforce education investment account—
4 state appropriation is provided solely to maintain access to science,
5 technology, engineering, and mathematics degrees.

6 (13) \$1,016,000 of the workforce education investment account—
7 state appropriation is provided solely to establish an academic
8 curriculum in ethnic studies.

9 (14) \$48,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$48,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for one full-time mental health
12 counselor licensed under chapter 18.225 RCW who has experience and
13 training specifically related to working with active members of the
14 military or military veterans.

15 (15) \$530,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$530,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for the creation and
18 implementation of two bilingual educator programs in the south King
19 county region, including a bilingual elementary education degree
20 program and a secondary education degree program. At full
21 implementation, each cohort shall support up to 25 students per year.

22 (16) \$40,000 of the general fund—state appropriation for fiscal
23 year 2022 is provided solely for implementation of Engrossed
24 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~
25 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
26 ~~subsection shall lapse.~~)

27 (17) \$353,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$153,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for implementation of Engrossed
30 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
31 education). (~~If the bill is not enacted by June 30, 2021, the~~
32 ~~amounts provided in this subsection shall lapse.~~)

33 (18) \$5,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$2,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for implementation of Engrossed
36 Second Substitute Senate Bill No. 5259 (law enforcement data). (~~If~~
37 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
38 ~~this subsection shall lapse.~~)

1 (19) \$769,000 of the workforce education investment account—state
2 appropriation is provided solely to upgrade cyber range Poulsbo
3 equipment and for technical support.

4 (20) \$439,000 of the workforce education investment account—state
5 appropriation is provided solely to expand the current cybersecurity
6 certificate program.

7 (21) \$1,800,000 of the workforce education investment account—
8 state appropriation is provided solely for student support services
9 on the Bellingham and western on the peninsula campuses for outreach
10 and financial aid support, retention initiatives, mental health
11 support, and initiatives that address learning disruption due to the
12 global pandemic. The amount provided in this subsection must be used
13 to supplement, not supplant, other funding sources for student
14 support services.

15 (22) \$461,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely to establish a master of science in
17 nursing program.

18 (23) \$433,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely for the registered nurse to bachelor of
20 science in nursing program to increase enrollments and align program
21 tuition rates with other state supported undergraduate degrees.

22 (24) \$966,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for institution compensation costs in
24 recognition that these costs exceed estimated increases in
25 undergraduate operating fee revenue.

26 (25) \$87,000 of the general fund—state appropriation for fiscal
27 year 2023 is provided solely for implementation of Senate Bill No.
28 5534 (verifiable credentials). If the bill is not enacted by June 30,
29 2022, the amount provided in this subsection shall lapse.

30 **Sec. 610.** 2021 c 334 s 612 (uncodified) is amended to read as
31 follows:

32 **FOR THE STUDENT ACHIEVEMENT COUNCIL—POLICY COORDINATION AND**
33 **ADMINISTRATION**

34	General Fund—State Appropriation (FY 2022)	((\$7,667,000))
35		<u>\$7,673,000</u>
36	General Fund—State Appropriation (FY 2023)	((\$7,552,000))
37		<u>\$12,750,000</u>
38	General Fund—Federal Appropriation	((\$4,928,000))

1		<u>\$4,944,000</u>
2	Workforce Education Investment Account—State	
3	Appropriation.	((\$615,000))
4		<u>\$5,230,000</u>
5	TOTAL APPROPRIATION.	((\$20,762,000))
6		<u>\$30,597,000</u>

7 The appropriations in this section are subject to the following
8 conditions and limitations:

9 (1) \$126,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$126,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for the consumer protection
12 unit.

13 (2) \$500,000 of the workforce education investment account—state
14 appropriation is provided solely to implement a marketing and
15 communications agenda as required in RCW 28C.30.040(1)(c).

16 (3) \$115,000 of the workforce education investment account—state
17 appropriation is provided solely for the Washington student loan
18 refinancing program as provided in chapter 28B.94 RCW.

19 (4) \$575,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$575,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided to increase the number of high school
22 seniors and college bound scholars that complete the free application
23 for federal student aid and the Washington application for state
24 financial aid through digital engagement tools, expanded training,
25 and increased events for high school students.

26 (5) The student achievement council must ensure that all
27 institutions of higher education as defined in RCW 28B.92.030 and
28 eligible for state financial aid programs under chapters 28B.92 and
29 28B.118 RCW provide the data needed to analyze and evaluate the
30 effectiveness of state financial aid programs. This data must be
31 promptly transmitted to the education data center so that it is
32 available and easily accessible.

33 (6) \$25,000 of the general fund—state appropriation for fiscal
34 year 2022 is provided solely for the Washington student achievement
35 council to convene and coordinate a task force to propose strategies
36 to eliminate financial and nonfinancial barriers to low-income
37 students participating in running start, college in the high school,
38 advanced placement, international baccalaureate, Cambridge, and
39 career and technical education dual credit programs. The task force

1 shall submit a report to the appropriate committees of the
2 legislature by December 1, 2021. The report must include:

3 (a) Strategies to address the following financial and
4 nonfinancial barriers to students:

5 (i) Per credit tuition fees and any other fees charged for
6 college in the high school and career and technical education dual
7 credit courses;

8 (ii) Books, fees, and any other direct costs charged to running
9 start students when enrolling in college courses; and

10 (iii) Exam fees and other charges to students enrolling in exam-
11 based dual credit courses;

12 (b) Recommendations on student supports to close equity gaps in
13 dual credit access, participation, and success;

14 (c) Recommendations to improve and increase communication with
15 students and families regarding the awareness, access, and completion
16 of dual credit;

17 (d) Expanding access to dual credit opportunities for students in
18 career and technical education pathways; and

19 (e) Running start data for fiscal year 2019, fiscal year 2020,
20 and fiscal year 2021 for each community and technical college as
21 described in section 605(29) of this act.

22 (7) \$29,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$29,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for implementation of Second
25 Substitute House Bill No. 1044 (prison to postsecondary ed.). (~~If~~
26 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
27 ~~this subsection shall lapse.~~)

28 (8) \$16,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$16,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for implementation of Substitute
31 Senate Bill No. 5249 (mastery-based learning). (~~If the bill is not~~
32 ~~enacted by June 30, 2021, the amounts provided in this subsection~~
33 ~~shall lapse.~~)

34 (9) \$1,000,000 of the workforce education investment account—
35 state appropriation is provided solely for career launch grants for
36 the public four-year institutions.

37 (10) \$3,600,000 of the workforce education investment account—
38 state appropriation is provided solely for grants to purchase or
39 upgrade simulation laboratory equipment.

1 (11) \$250,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for the student achievement council to
3 convene and coordinate the development of education and training
4 programs for employees of the department of corrections to be
5 provided through a contract with The Evergreen State College.
6 Education and training programs must be designed collaboratively to
7 best meet the needs of the department of corrections.

8 (12) \$850,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for administrative support services for
10 recipients of the Washington college grant in state registered
11 apprenticeship programs.

12 (13) \$492,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely to expand the homeless student
14 assistance pilot program by four additional public and private four-
15 year institutions of higher education. The institutions participating
16 in the pilot program are subject to the same requirements as in RCW
17 28B.50.916.

18 (14) \$10,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely for the council to submit a progress
20 report on the new or expanded cybersecurity academic programs that
21 receive funding in sections 603 through 609 of this act, including
22 the number of students enrolled. The council must coordinate with the
23 institutions of higher education and the state board for community
24 and technical colleges as provided in sections 601(5) and 603(38) of
25 this act. The progress report must be submitted to the appropriate
26 committees of the legislature, pursuant to RCW 43.01.036, by June 30,
27 2023, and a final report is expected by December 1, 2024.

28 (15) \$2,800,000 of the general fund—state appropriation for
29 fiscal year 2023 is provided solely to a nonprofit organization
30 located in King county to expand college services to support
31 underserved students impacted by the pandemic and improve college
32 retention and completion rates.

33 (16) (a) \$80,000 of the general fund—state appropriation for
34 fiscal year 2023 is provided solely for a pilot program to help
35 students, including those enrolled in state registered apprenticeship
36 programs, connect with health care coverage. The student achievement
37 council, in cooperation with the council of presidents, must provide
38 resources for up to two four-year colleges or universities, one on

1 the east side and one on the west side of the Cascade mountains, to
2 hire or train an employee to:

3 (i) Provide information to students and college and university
4 staff about available health insurance options;

5 (ii) Develop culturally relevant materials and conduct outreach
6 for historically marginalized and underserved student populations to
7 assist these populations in their knowledge of access to low cost or
8 free health insurance plans;

9 (iii) Provide ongoing technical assistance to students about
10 health insurance options or health insurance application process; and

11 (iv) Provide technical assistance to students as a health benefit
12 exchange certified assister, to help students understand, shop,
13 apply, and enroll in health insurance through Washington health
14 planfinder.

15 (b) Participation in the exchange assister program is contingent
16 on fulfilling applicable contracting, security, and other program
17 requirements.

18 (c) The legislature expects the council, in collaboration with
19 the council of presidents and the health benefit exchange, to report
20 to the appropriate committees of the legislature information about
21 barriers students, including those enrolled in state registered
22 apprenticeship programs, encountered to accessing health insurance
23 coverage; and to provide recommendations on how to improve student
24 and staff access to health coverage based on data gathered from the
25 pilot program.

26 (17) \$25,000 of the general fund—state appropriation for fiscal
27 year 2023 is provided solely for the Washington student achievement
28 council to convene stakeholders from institutions of higher
29 education, students, and community-based organizations to develop
30 recommendations regarding residency statutes with the goal of
31 ensuring consistent application of residency statutes and clarifying
32 pathways to being a Washington resident student with a focus on
33 ensuring equity to accessing student residency. By December 1, 2022,
34 the council must submit a report with recommendations to the
35 appropriate committees of the legislature pursuant to RCW 43.01.036.

36 (18) \$275,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for Engrossed Second Substitute Senate
38 Bill No. 5764 (apprenticeships and higher ed). If the bill is not
39 enacted by June 30, 2022, the amounts provided in this subsection
40 shall lapse.

1 (19) \$137,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for implementation of Engrossed
3 Substitute Senate Bill No. 5847 (public employee PLSF info). If the
4 bill is not enacted by June 30, 2022, the amount provided in this
5 subsection shall lapse.

6 (20) \$45,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for implementation of Engrossed
8 Substitute Senate Bill No. 5942 (uniform college athlete act). If the
9 bill is not enacted by June 30, 2022, the amount provided in this
10 subsection shall lapse.

11 (21) If Second Substitute Senate Bill No. 5789 (innovation
12 challenge program) is enacted by June 30, 2022, community-based
13 organizations that receive state funding under subsection (15) of
14 this section and section 603(44) of this act are not eligible for
15 Washington career and college pathways innovation challenge program
16 grant funding for the same purpose.

17 **Sec. 611.** 2021 c 334 s 613 (uncodified) is amended to read as
18 follows:

19 **FOR THE STUDENT ACHIEVEMENT COUNCIL—OFFICE OF STUDENT FINANCIAL**
20 **ASSISTANCE**

21	General Fund—State Appropriation (FY 2022).	((\$274,215,000))
22		<u>\$274,275,000</u>
23	General Fund—State Appropriation (FY 2023).	((\$270,597,000))
24		<u>\$279,545,000</u>
25	General Fund—Federal Appropriation.	((\$14,061,000))
26		<u>\$14,099,000</u>
27	General Fund—Private/Local Appropriation.	\$300,000
28	Education Legacy Trust Account—State Appropriation. . . .	\$85,488,000
29	Washington Opportunity Pathways Account—State	
30	Appropriation.	((\$164,598,000))
31		<u>\$163,786,000</u>
32	Aerospace Training Student Loan Account—State	
33	Appropriation.	((\$216,000))
34		<u>\$217,000</u>
35	Workforce Education Investment Account—State	
36	Appropriation.	((\$299,870,000))
37		<u>\$214,179,000</u>
38	Health Professionals Loan Repayment and Scholarship	

1 Program Account—State Appropriation. \$1,720,000
2 TOTAL APPROPRIATION. (~~(\$1,111,065,000)~~)
3 \$1,033,609,000

4 The appropriations in this section are subject to the following
5 conditions and limitations:

6 (1) \$7,834,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$7,835,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for student financial aid
9 payments under the state work study program, including up to four
10 percent administrative allowance for the state work study program.

11 (2) \$236,416,000 of the general fund—state appropriation for
12 fiscal year 2022, \$236,416,000 of the general fund—state
13 appropriation for fiscal year 2023, (~~(\$297,865,000)~~) \$212,174,000 of
14 the workforce education investment account—state appropriation,
15 \$69,639,000 of the education legacy trust fund—state appropriation,
16 and \$147,654,000 of the Washington opportunity pathways account—state
17 appropriation are provided solely for the Washington college grant
18 program as provided in RCW 28B.92.200.

19 (3) Changes made to the state work study program in the 2009-2011
20 and 2011-2013 fiscal biennia are continued in the 2021-2023 fiscal
21 biennium including maintaining the increased required employer share
22 of wages; adjusted employer match rates; discontinuation of
23 nonresident student eligibility for the program; and revising
24 distribution methods to institutions by taking into consideration
25 other factors such as off-campus job development, historical
26 utilization trends, and student need.

27 (4) \$1,165,000 of the general fund—state appropriation for fiscal
28 year 2022, \$1,165,000 of the general fund—state appropriation for
29 fiscal year 2023, \$15,849,000 of the education legacy trust account—
30 state appropriation, and (~~(\$16,944,000)~~) \$16,132,000 of the
31 Washington opportunity pathways account—state appropriation are
32 provided solely for the college bound scholarship program and may
33 support scholarships for summer session. The office of student
34 financial assistance and the institutions of higher education shall
35 not consider awards made by the opportunity scholarship program to be
36 state-funded for the purpose of determining the value of an award
37 amount under RCW 28B.118.010.

38 (5) \$6,999,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$6,999,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the passport to college
2 program. The maximum scholarship award is up to \$5,000. The council
3 shall contract with a nonprofit organization to provide support
4 services to increase student completion in their postsecondary
5 program and shall, under this contract, provide a minimum of \$500,000
6 in fiscal years 2022 and 2023 for this purpose.

7 (6) \$2,981,000 of the general fund—state appropriation for fiscal
8 year 2022 (~~is~~) and \$8,551,000 of the general fund—state
9 appropriation for fiscal year 2023 are provided solely to meet state
10 match requirements associated with the opportunity scholarship
11 program. The legislature will evaluate subsequent appropriations to
12 the opportunity scholarship program based on the extent that
13 additional private contributions are made, program spending patterns,
14 and fund balance.

15 (7) \$3,800,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$3,800,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for expenditure into the health
18 professionals loan repayment and scholarship program account. These
19 amounts must be used to increase the number of licensed primary care
20 health professionals to serve in licensed primary care health
21 professional critical shortage areas. Contracts between the office
22 and program recipients must guarantee at least three years of
23 conditional loan repayments. The office of student financial
24 assistance and the department of health shall prioritize a portion of
25 any nonfederal balances in the health professional loan repayment and
26 scholarship fund for conditional loan repayment contracts with
27 psychiatrists and with advanced registered nurse practitioners for
28 work at one of the state-operated psychiatric hospitals. The office
29 and department shall designate the state hospitals as health
30 professional shortage areas if necessary for this purpose. The office
31 shall coordinate with the department of social and health services to
32 effectively incorporate three conditional loan repayments into the
33 department's advanced psychiatric professional recruitment and
34 retention strategies. The office may use these targeted amounts for
35 other program participants should there be any remaining amounts
36 after eligible psychiatrists and advanced registered nurse
37 practitioners have been served. The office shall also work to
38 prioritize loan repayments to professionals working at health care
39 delivery sites that demonstrate a commitment to serving uninsured

1 clients. It is the intent of the legislature to provide funding to
2 maintain the current number and amount of awards for the program in
3 the 2023-2025 fiscal biennium on the basis of these contractual
4 obligations.

5 (8) \$1,000,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$1,000,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for behavioral health loan
8 repayment program grants, pursuant to chapter 302, Laws of 2019 (2SHB
9 1668) (Washington health corps).

10 (9) \$4,125,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$4,125,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for expenditure into the health
13 professionals loan repayment and scholarship program account. The
14 amount provided in this subsection is provided solely to increase
15 loans within the behavioral health program.

16 (10) \$2,000,000 of the workforce education investment account—
17 state appropriation is provided solely for the future teachers
18 conditional scholarship and loan repayment program established in
19 chapter 28B.102 RCW.

20 (11) \$2,000,000 of the general fund—federal appropriation (ARPA)
21 is provided solely for ARPA anticipated state grants for the national
22 health service corps.

23 (12) (~~(\$1,279,000)~~) \$1,338,000 of the general fund—state
24 appropriation for fiscal year 2022 and (~~(\$1,138,000)~~) \$1,313,000 of
25 the general fund—state appropriation for fiscal year 2023 are
26 provided solely for the Washington award for vocational excellence.

27 (13) \$258,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$258,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for implementation of Substitute
30 House Bill No. 1166 (college students pilot). (~~(If the bill is not
31 enacted by June 30, 2021, the amounts provided in this subsection
32 shall lapse.)~~)

33 (14) \$500,000 of the general fund—state appropriation for fiscal
34 year 2022 (~~(is)~~) and \$206,000 of the general fund—state appropriation
35 for fiscal year 2023 are provided solely for a state match associated
36 with the rural jobs program. The legislature will evaluate
37 appropriations in future biennia to the rural jobs program based on
38 the extent that additional private contributions are made.

1 **Sec. 612.** 2021 c 334 s 614 (uncodified) is amended to read as
2 follows:

3 **FOR THE WORKFORCE TRAINING AND EDUCATION COORDINATING BOARD**

4	General Fund—State Appropriation (FY 2022)	((\$2,715,000))
5		<u>\$3,018,000</u>
6	General Fund—State Appropriation (FY 2023)	((\$2,436,000))
7		<u>\$4,953,000</u>
8	General Fund—Federal Appropriation	((\$55,483,000))
9		<u>\$55,612,000</u>
10	General Fund—Private/Local Appropriation	\$212,000
11	Workforce Education Investment Account—State	
12	Appropriation	((\$150,000))
13		<u>\$300,000</u>
14	Coronavirus State Fiscal Recovery Fund—Federal	
15	Appropriation	\$250,000
16	TOTAL APPROPRIATION	((\$61,246,000))
17		<u>\$64,345,000</u>

18 The appropriations in this section are subject to the following
19 conditions and limitations:

20 (1) \$240,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$240,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for the health workforce council
23 of the state workforce training and education coordinating board. In
24 partnership with the office of the governor, the health workforce
25 council shall continue to assess workforce shortages across
26 behavioral health disciplines and incorporate the recommended action
27 plan completed in 2020.

28 (2) ((~~\$150,000~~)) \$300,000 of the workforce education investment
29 account—state appropriation is provided solely for staffing costs to
30 support the workforce education investment accountability and
31 oversight board established in RCW 28C.18.200.

32 (3) \$150,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$150,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for the board to continue work
35 under a new behavioral health workforce advisory committee, which
36 shall monitor and report on the progress of recommendations from the
37 board's previous behavioral health workforce assessments, and
38 continue to develop policy and practice recommendations on emerging
39 issues in the behavioral health workforce. The board must convene and

1 staff the committee. The committee must provide a report and relevant
2 recommendations to the appropriate committees of the legislature and
3 the office of the governor under RCW 43.01.036 by December 1, 2021,
4 and December 1, 2022.

5 (4) \$250,000 of the coronavirus state fiscal recovery fund—
6 federal appropriation is provided solely for an accredited
7 osteopathic medical school to implement an interprofessional
8 curriculum to educate health care providers and workforce on opioid
9 misuse and addiction.

10 (5) \$225,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$225,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for the board to collaborate and
13 assist in the report required by the new behavioral health advisory
14 committee established in subsection (3) of this section. The report
15 shall contain an analysis of behavioral health workforce shortages
16 and challenges, data to inform systems change, and relevant policy
17 recommendations and actions informed by the employer demand
18 projection and talent development pipeline analyses to the
19 appropriate committees of the legislature and the office of the
20 governor by December 1, 2021, and December 1, 2022. The board shall
21 contract with a statewide nonprofit organization with expertise in
22 promoting and supporting science, technology, engineering, and math
23 education from early learning through postsecondary education to
24 provide a regional analysis of supply pipelines to current behavioral
25 health care opportunities, at the secondary and postsecondary levels,
26 and will identify gaps and barriers to programs that lead to high-
27 demand behavioral health occupations. In coordination with the
28 board's employer demand projection analysis, the contractor will
29 provide an analysis of the talent development pipeline to help inform
30 the committee's work.

31 (6) \$772,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided to conduct health workforce surveys, in
33 collaboration with the nursing care quality assurance commission, to
34 collect and analyze data on the long-term care workforce; and manage
35 a stakeholder process to address retention and career pathways in
36 long-term care facilities.

37 (7) \$1,200,000 of the general fund—state appropriation for fiscal
38 year 2023 is provided for grants to implement long-term care licensed
39 practical nurse registered apprenticeships at three sites, in

1 collaboration with the nursing care quality assurance commission and
2 the department of labor and industries.

3 (8) \$216,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for the board to collaborate with other
5 state workforce agencies to identify a governance structure that
6 provides strategic direction on cross-organizational information
7 technology projects. By September 30, 2022, the board will submit a
8 report the governor's office and appropriate legislative committees
9 with recommendations on a coalition model that will result in better
10 service coordination and public stewardship that enables the
11 efficient delivery of workforce development services.

12 (9) \$220,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$209,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for administrative support for
15 the Washington award for vocational excellence program.

16 (10) \$18,000 of the general fund—state appropriation for fiscal
17 year 2023 is provided solely for Second Substitute Senate Bill No.
18 5789 (innovation challenge program). If the bill is not enacted by
19 June 30, 2022, the amount provided in this subsection shall lapse.

20 **Sec. 613.** 2021 c 334 s 615 (uncodified) is amended to read as
21 follows:

22 **FOR THE STATE SCHOOL FOR THE BLIND**

23	General Fund—State Appropriation (FY 2022).	((\$9,224,000))
24		<u>\$9,278,000</u>
25	General Fund—State Appropriation (FY 2023).	((\$9,357,000))
26		<u>\$9,976,000</u>
27	General Fund—Private/Local Appropriation.	\$34,000
28	TOTAL APPROPRIATION.	((\$18,615,000))
29		<u>\$19,288,000</u>

30 The appropriations in this section are subject to the following
31 conditions and limitations: Funding provided in this section is
32 sufficient for the school to offer to students enrolled in grades six
33 through twelve for full-time instructional services at the Vancouver
34 campus or online with the opportunity to participate in a minimum of
35 one thousand eighty hours of instruction and the opportunity to earn
36 twenty-four high school credits.

1 **Sec. 614.** 2021 c 334 s 616 (uncodified) is amended to read as
2 follows:

3 **FOR THE WASHINGTON STATE CENTER FOR CHILDHOOD DEAFNESS AND HEARING**
4 **LOSS**

5	General Fund—State Appropriation (FY 2022).	((\$14,767,000))
6		<u>\$15,102,000</u>
7	General Fund—State Appropriation (FY 2023).	((\$14,974,000))
8		<u>\$16,183,000</u>
9	TOTAL APPROPRIATION.	((\$29,741,000))
10		<u>\$31,285,000</u>

11 The appropriations in this section are subject to the following
12 conditions and limitations:

13 (1) Funding provided in this section is sufficient for the center
14 to offer students ages three through twenty-one enrolled at
15 Washington School for the Deaf the opportunity to participate in a
16 minimum of one thousand eighty hours of instruction and the
17 opportunity to earn twenty-four high school credits.

18 (2) \$225,000 of the general fund—state appropriation in fiscal
19 year 2022 and \$225,000 of the general fund—state appropriation in
20 fiscal year 2023 are provided solely for the center for deaf and hard
21 of hearing youth to develop or expand a mentoring program for persons
22 employed as educational interpreters in public schools. Funding
23 provided under this section is provided solely for recruiting,
24 hiring, and training persons to be employed by Washington sensory
25 disability services who must provide mentoring services in different
26 geographic regions of the state, with the dual goals of providing
27 services, beginning with the 2021-22 school year, to any requesting
28 school district; and assisting persons in the timely and successful
29 achievement of performance standards for educational interpreters.

30 **Sec. 615.** 2021 c 334 s 617 (uncodified) is amended to read as
31 follows:

32 **FOR THE WASHINGTON STATE ARTS COMMISSION**

33	General Fund—State Appropriation (FY 2022).	((\$2,614,000))
34		<u>\$2,678,000</u>
35	General Fund—State Appropriation (FY 2023).	((\$2,648,000))
36		<u>\$2,823,000</u>
37	General Fund—Federal Appropriation.	((\$3,156,000))
38		<u>\$3,170,000</u>

1	General Fund—Private/Local Appropriation.	((\$50,000))
2		<u>\$143,000</u>
3	Coronavirus State Fiscal Recovery Fund—Federal	
4	Appropriation.	\$2,000,000
5	TOTAL APPROPRIATION.	((\$10,468,000))
6		<u>\$10,814,000</u>

7 The appropriations in this section are subject to the following
8 conditions and limitations:

9 (1) \$80,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$79,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for the creative districts
12 program.

13 (2) \$1,000,000 of the general fund—federal appropriation (ARPA)
14 is provided solely for grants to arts organizations for programing
15 and general operating expenses pursuant to section 2021 of the
16 American rescue plan act of 2021, P.L. 117-2.

17 (3) \$1,000,000 of the coronavirus state fiscal recovery fund—
18 federal appropriation for fiscal year 2022 and \$1,000,000 of the
19 coronavirus state fiscal recovery fund—federal appropriation for
20 fiscal year 2023 are provided solely for the Washington state arts
21 commission to stabilize, recover, and preserve the state's arts and
22 cultural organizations in light of pandemic conditions. From these
23 amounts, the commission may distribute relief, response, and recovery
24 grants to arts and cultural organizations statewide, subject to
25 appropriate agreements.

26 (4) \$71,000 of the general fund—state appropriation for fiscal
27 year 2023 is provided solely for a grant to a business network in the
28 Goldendale area to continue an arts-based revitalization and
29 transformation project in downtown Goldendale.

30 **Sec. 616.** 2021 c 334 s 618 (uncodified) is amended to read as
31 follows:

32 **FOR THE WASHINGTON STATE HISTORICAL SOCIETY**

33	General Fund—State Appropriation (FY 2022).	((\$4,024,000))
34		<u>\$4,203,000</u>
35	General Fund—State Appropriation (FY 2023).	((\$4,035,000))
36		<u>\$4,658,000</u>
37	TOTAL APPROPRIATION.	((\$8,059,000))
38		<u>\$8,861,000</u>

1 The appropriations in this section are subject to the following
2 conditions and limitations: \$210,000 of the general fund—state
3 appropriation for fiscal year 2023 is provided solely for the
4 Washington state historical society to partner with a statewide
5 organization specializing in the preservation of Washington state
6 Jewish history to establish a new archive that captures the
7 narratives and primary source materials of Jewish Washingtonians.
8 This new archive must create the capacity to capture a 15-year
9 backlog of narratives and materials of Jewish Washingtonians, as well
10 as unlimited new submissions, with the future goal of making these
11 materials available to the public and linking to existing Jewish
12 archival collections at the University of Washington.

13 **Sec. 617.** 2021 c 334 s 619 (uncodified) is amended to read as
14 follows:

15 **FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY**

16	General Fund—State Appropriation (FY 2022).	((\$3,305,000))
17		<u>\$3,479,000</u>
18	General Fund—State Appropriation (FY 2023).	((\$3,388,000))
19		<u>\$4,074,000</u>
20	TOTAL APPROPRIATION.	((\$6,693,000))
21		<u>\$7,553,000</u>

(End of part)

PART VII

SPECIAL APPROPRIATIONS

Sec. 701. 2021 c 334 s 701 (uncodified) is amended to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT—INFORMATION TECHNOLOGY INVESTMENT POOL

Table with 2 columns: Description and Amount. Rows include General Fund—State Appropriation (FY 2022), General Fund—State Appropriation (FY 2023), General Fund—Federal Appropriation, General Fund—Private/Local Appropriation, Other Appropriated Funds, and TOTAL APPROPRIATION.

The appropriations in this section are subject to the following conditions and limitations:

(1) The appropriations in this section are provided solely for expenditure into the information technology investment revolving account created in RCW 43.41.433. Amounts in the account are provided solely for the information technology projects shown in LEAP omnibus documents IT-2021, dated April 22, 2021, and IT-2022, dated February 20, 2022, which (is) are hereby incorporated by reference. To facilitate the transfer of moneys from other funds and accounts that are associated with projects contained in LEAP omnibus documents IT-2021, dated April 22, 2021, and IT-2022, dated February 20, 2022, the state treasurer is directed to transfer moneys from other funds and accounts to the information technology investment revolving account in accordance with schedules provided by the office of financial management. Restricted federal funds may be transferred only to the extent permitted by law, and will otherwise remain outside the information technology investment account. The projects affected remain subject to the other provisions of this section.

(2) Agencies must apply to (the office of financial management and) the office of the chief information officer (to receive

1 ~~funding from the information technology investment revolving~~
2 ~~account))~~ for certification and release of funding for each gate of
3 the project. ((The)) When the office of the chief information officer
4 certifies the key deliverables of the gate have been met and a
5 current technology budget is approved, it must notify the office of
6 financial management ((must notify)) and the fiscal committees of the
7 legislature ((of the receipt of each application and)). The office of
8 financial management may not approve ~~((a funding request for))~~
9 funding for the certified project gate any earlier than ten business
10 days from the date of notification to the fiscal committees of the
11 legislature.

12 (3) (a) Allocations and allotments of information technology
13 investment revolving account must be made for discrete stages of
14 projects as determined by the technology budget approved by the
15 office of the chief information officer and office of financial
16 management.

17 (b) Fifteen percent of total funding allocated by the office of
18 financial management, or another amount as defined jointly by the
19 office of financial management and the office of the chief
20 information officer, will be retained in the account, but remain
21 allocated to that project. The retained funding will be released to
22 the agency only after successful completion of that stage of the
23 project. For the one Washington project, the amount retained is
24 increased to at least twenty percent of total funding allocated for
25 any stage of that project.

26 (4) (a) Each project must have a technology budget. The technology
27 budget must have the detail by fiscal month for the 2021-2023 fiscal
28 biennium. The technology budget must use a method similar to the
29 state capital budget, identifying project costs, each fund source,
30 and anticipated deliverables through each stage of the entire project
31 investment and across fiscal periods and biennia from project onset
32 through implementation and close out, as well as at least five years
33 of maintenance and operations costs.

34 (b) As part of the development of a technology budget and at each
35 request for funding, the agency shall submit an updated technology
36 budget, if changes occurred, to include detailed financial
37 information to the office of financial management and the office of
38 the chief information officer. The technology budget must describe
39 the total cost of the project, as well as maintenance and operations
40 costs, to include and identify at least:

1 (i) Fund sources:

2 (A) If the project is funded from the information technology
3 revolving account, the technology budget must include a worksheet
4 that provides the fund sources that were transferred into the account
5 by fiscal year;

6 (B) If the project is by a central service agency, and funds are
7 driven out by the central service model, the technology budget must
8 provide a statewide impact by agency by fund as a worksheet in the
9 technology budget file;

10 (ii) Full time equivalent staffing level to include job
11 classification assumptions;

12 (iii) (~~Discreet~~) Discrete financial budget codes to include at
13 least the appropriation index and program index;

14 (iv) Object and subobject codes of expenditures;

15 (v) Anticipated deliverables;

16 (vi) Historical budget and expenditure detail by fiscal year; and
17 (vii) Maintenance and operations costs by fiscal year for at
18 least five years as a separate worksheet.

19 (c) If a project technology budget changes and a revised
20 technology budget is completed, a comparison of the revised
21 technology budget to the last approved technology budget must be
22 posted to the dashboard, to include a narrative rationale on what
23 changed, why, and how that impacts the project in scope, budget, and
24 schedule.

25 (5) (a) Each project must have an investment plan that includes:

26 (i) An organizational chart of the project management team that
27 identifies team members and their roles and responsibilities;

28 (ii) The office of the chief information officer staff assigned
29 to the project;

30 (iii) An implementation schedule covering activities, critical
31 milestones, and deliverables at each stage of the project for the
32 life of the project at each agency affected by the project;

33 (iv) Performance measures used to determine that the project is
34 on time, within budget, and meeting expectations for quality of work
35 product;

36 (v) Ongoing maintenance and operations cost of the project post
37 implementation and close out delineated by agency staffing,
38 contracted staffing, and service level agreements; and

39 (vi) Financial budget coding to include at least discrete
40 financial coding for the project.

1 (6) Projects with estimated costs greater than one hundred
2 million dollars from initiation to completion and implementation may
3 be divided into discrete subprojects as determined by the office of
4 the chief information officer, except for the one Washington project
5 which must be divided into the following discrete subprojects: Core
6 financials, expanding financials and procurement, budget, and human
7 resources. Each subproject must have a technology budget and
8 investment plan as provided in this section.

9 (7) (a) The office of the chief information officer shall maintain
10 an information technology project dashboard that provides updated
11 information each fiscal month on projects subject to this section.
12 This includes, at least:

- 13 (i) Project changes each fiscal month;
- 14 (ii) Noting if the project has a completed market requirements
15 document, and when it was completed;
- 16 (iii) Financial status of information technology projects under
17 oversight;
- 18 (iv) Coordination with agencies;
- 19 (v) Monthly quality assurance reports, if applicable;
- 20 (vi) Monthly office of the chief information officer status
21 reports;
- 22 (vii) Historical project budget and expenditures through fiscal
23 year 2021;
- 24 (viii) Budget and expenditures each fiscal month;
- 25 (ix) Estimated annual maintenance and operations costs by fiscal
26 year; and
- 27 (x) Posting monthly project status assessments on scope,
28 schedule, budget, and overall by the:
 - 29 (A) Office of the chief information officer;
 - 30 (B) Agency project team; and
 - 31 (C) Quality assurance vendor, if applicable to the project.

32 (b) The dashboard must retain a roll up of the entire project
33 cost, including all subprojects, that can display subproject detail.
34 This includes coalition projects that are active.

- 35 (8) If the project affects more than one agency:
 - 36 (a) A separate technology budget and investment plan must be
37 prepared for each agency; and
 - 38 (b) The dashboard must contain a statewide project technology
39 budget roll up that includes each affected agency at the subproject
40 level.

1 (9) For any project that exceeds two million dollars in total
2 funds to complete, requires more than one biennium to complete, or is
3 financed through financial contracts, bonds, or other indebtedness:

4 (a) Quality assurance for the project must report independently
5 to the office of the chief information officer;

6 (b) The office of the chief information officer must review, and,
7 if necessary, revise the proposed project to ensure it is flexible
8 and adaptable to advances in technology;

9 (c) The technology budget must specifically identify the uses of
10 any financing proceeds. No more than thirty percent of the financing
11 proceeds may be used for payroll-related costs for state employees
12 assigned to project management, installation, testing, or training;

13 (d) The agency must consult with the office of the state
14 treasurer during the competitive procurement process to evaluate
15 early in the process whether products and services to be solicited
16 and the responsive bids from a solicitation may be financed; and

17 (e) The agency must consult with the contracting division of the
18 department of enterprise services for a review of all contracts and
19 agreements related to the project's information technology
20 procurements.

21 (10) The office of the chief information officer must evaluate
22 the project at each stage and certify whether the project is planned,
23 managed, and meeting deliverable targets as defined in the project's
24 approved technology budget and investment plan.

25 (11) The office of the chief information officer may suspend or
26 terminate a project at any time if it determines that the project is
27 not meeting or not expected to meet anticipated performance and
28 technology outcomes. Once suspension or termination occurs, the
29 agency shall unallot any unused funding and shall not make any
30 expenditure for the project without the approval of the office of
31 financial management. The office of the chief information officer
32 must report on July 1 and December 1 each calendar year any
33 suspension or termination of a project in the previous six month
34 period to the legislative fiscal committees.

35 (12) The office of the chief information officer, in consultation
36 with the office of financial management, may identify additional
37 projects to be subject to this section, including projects that are
38 not separately identified within an agency budget. The office of the
39 chief information officer must report on July 1 and December 1 each
40 calendar year any additional projects to be subjected to this section

1 that were identified in the previous six month period to the
2 legislative fiscal committees.

3 (13) Any cost to administer or implement this section for
4 projects listed in subsection (1) of this section, must be paid from
5 the information technology investment revolving account. For any
6 other information technology project made subject to the conditions,
7 limitations, and review of this section, the cost to implement this
8 section must be paid from the funds for that project.

9 (14) The following information technology projects are subject to
10 the conditions, limitations, and review in this section:

11 (a) The unclaimed property system project of the department of
12 revenue;

13 (b) The one Washington procurement project of the department of
14 enterprise services;

15 (c) The security systems on campus project of the department of
16 enterprise services;

17 (d) The network core equipment project of the consolidated
18 technology services agency; and

19 (e) The data center switching equipment project of the
20 consolidated technology services agency.

21 **Sec. 702.** 2021 c 334 s 702 (uncodified) is amended to read as
22 follows:

23 **FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING**
24 **BOND REGISTRATION AND TRANSFER CHARGES: FOR DEBT SUBJECT TO THE DEBT**
25 **LIMIT**

26 General Fund—State Appropriation (FY 2022). . . . (~~(\$1,273,008,000)~~)
27 \$1,265,240,000

28 General Fund—State Appropriation (FY 2023). . . . (~~(\$1,374,570,000)~~)
29 \$1,348,288,000

30 State Building Construction Account—State
31 Appropriation. (~~(\$12,323,000)~~)
32 \$19,323,000

33 Columbia River Basin Water Supply Development
34 Account—State Appropriation. \$13,000

35 Watershed Restoration and Enhancement Bond Account—
36 State Appropriation. \$181,000

37 State Taxable Building Construction Account—State
38 Appropriation. \$467,000

1	Debt-Limit Reimbursable Bond Retirement Account—	
2	State Appropriation.	\$511,000
3	TOTAL APPROPRIATION.	((<u>\$2,661,073,000</u>))
4		<u>\$2,634,023,000</u>

5 The appropriations in this section are subject to the following
6 conditions and limitations: The general fund appropriations are for
7 expenditure into the debt-limit general fund bond retirement account.

8 **Sec. 703.** 2021 c 334 s 704 (uncodified) is amended to read as
9 follows:

10	FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING	
11	BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES	
12	General Fund—State Appropriation (FY 2022).	\$1,400,000
13	General Fund—State Appropriation (FY 2023).	\$1,400,000
14	State Building Construction Account—State	
15	Appropriation.	((<u>\$2,466,000</u>))
16		<u>\$4,249,000</u>
17	Columbia River Basin Water Supply Development	
18	Account—State Appropriation.	\$3,000
19	Watershed Restoration and Enhancement Bond Account—	
20	State Appropriation.	\$39,000
21	State Taxable Building Construction Account—State	
22	Appropriation.	\$94,000
23	TOTAL APPROPRIATION.	((<u>\$5,402,000</u>))
24		<u>\$7,185,000</u>

25 **Sec. 704.** 2021 c 334 s 705 (uncodified) is amended to read as
26 follows:

27	FOR THE OFFICE OF FINANCIAL MANAGEMENT—EMERGENCY FUND	
28	General Fund—State Appropriation (FY 2022).	((<u>\$850,000</u>))
29		<u>\$1,100,000</u>
30	General Fund—State Appropriation (FY 2023).	((<u>\$850,000</u>))
31		<u>\$1,000,000</u>
32	TOTAL APPROPRIATION.	((<u>\$1,700,000</u>))
33		<u>\$2,100,000</u>

34 The appropriations in this section are subject to the following
35 conditions and limitations: The appropriations in this section are

1 for the governor's emergency fund for the critically necessary work
2 of any agency.

3 NEW SECTION. **Sec. 705.** A new section is added to 2021 c 334
4 (uncodified) to read as follows:

5 **FOR SUNDRY CLAIMS**

6 The following sums, or so much thereof as may be necessary, are
7 appropriated from the general fund for fiscal year 2022, unless
8 otherwise indicated, for relief of various individuals, firms, and
9 corporations for sundry claims.

10 These appropriations are to be disbursed on vouchers approved by
11 the director of the department of enterprise services, except as
12 otherwise provided, for reimbursement of criminal defendants
13 acquitted on the basis of self-defense, pursuant to RCW 9A.16.110, as
14 follows:

- 15 (1) William J. Damson, claim number 9991006839. \$14,880
- 16 (2) David Ziller, claim number 9991006721. \$13,257
- 17 (3) Caleb B. Cline, claim number 9991006671. \$23,367
- 18 (4) Julaine D. Pettis, claim number 9991005948. \$20,000
- 19 (5) Jaydra Erchul Johnson, claim number 9991005804. \$8,270
- 20 (6) Christopher Lundvall, claim number 9991007205. \$45,022
- 21 (7) Carlos Cervantes, claim number 9991007388. \$6,298
- 22 (8) Jarel Jones-White, claim number 9991007721. \$3,665

23 **Sec. 706.** 2021 c 334 s 715 (uncodified) is amended to read as
24 follows:

25 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—COUNTY CRIMINAL JUSTICE**
26 **ASSISTANCE ACCOUNT**

27	General Fund—State Appropriation (FY 2022).	((\$226,000))
28		<u>\$557,000</u>
29	General Fund—State Appropriation (FY 2023).	((\$226,000))
30		<u>\$557,000</u>
31	TOTAL APPROPRIATION.	((\$452,000))
32		<u>\$1,114,000</u>

33 The appropriations in this section are subject to the following
34 conditions and limitations: ((The appropriations in this section, or
35 so much thereof as may be necessary,))

- 36 (1) \$226,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$226,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for expenditure into the county
2 criminal justice assistance account—state. The treasurer shall make
3 quarterly distributions from the county criminal justice assistance
4 account of the amounts provided in this section in accordance with
5 RCW 82.14.310 for the purposes of reimbursing local jurisdictions for
6 increased costs incurred as a result of the mandatory arrest of
7 repeat offenders pursuant to chapter 35, Laws of 2013 2nd sp. sess.
8 The appropriations and distributions made under this section
9 constitute appropriate reimbursement for costs for any new programs
10 or increased level of services for the purposes of RCW 43.135.060.

11 (2) \$331,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$331,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for expenditure into the county
14 criminal justice assistance account for costs to the criminal justice
15 system associated with the implementation of chapter 338, Laws of
16 1997 (juvenile code revisions). The amounts provided in this
17 subsection are intended to provide funding for county adult court
18 costs associated with the implementation of chapter 338, Laws of 1997
19 and shall be distributed in accordance with RCW 82.14.310.

20 **Sec. 707.** 2021 c 334 s 718 (uncodified) is amended to read as
21 follows:

22 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—ANDY HILL CANCER RESEARCH**
23 **ENDOWMENT FUND MATCH TRANSFER ACCOUNT**

24	General Fund—State Appropriation (FY 2022)	\$951,000
25	<u>General Fund—State Appropriation (FY 2023)</u>	<u>\$30,683,000</u>
26	TOTAL APPROPRIATION.	(\$951,000)
27		<u>\$31,634,000</u>

28 The appropriation in this section is subject to the following
29 conditions and limitations: The appropriation in this section is
30 provided solely for expenditure into the Andy Hill cancer research
31 endowment fund match transfer account per RCW 43.348.080 to fund the
32 Andy Hill cancer research endowment program. Matching funds using the
33 amounts appropriated in this section may not be used to fund new
34 grants that exceed two years in duration.

35 NEW SECTION. **Sec. 708.** A new section is added to 2021 c 334
36 (uncodified) to read as follows:

1 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON INTERNET CRIMES**
2 **AGAINST CHILDREN ACCOUNT**

3	General Fund—State Appropriation (FY 2022).	\$1,135,000
4	General Fund—State Appropriation (FY 2023).	\$1,135,000
5	TOTAL APPROPRIATION.	\$2,270,000

6 The appropriations in this section are subject to the following
7 conditions and limitations: The appropriations are provided solely
8 for expenditure into the Washington internet crimes against children
9 account created in RCW 43.101.435.

10 NEW SECTION. **Sec. 709.** A new section is added to 2021 c 334
11 (uncodified) to read as follows:

12 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—MULTIMODAL TRANSPORTATION**
13 **ACCOUNT**

14	General Fund—State Appropriation (FY 2022).	\$2,000,000,000
15	TOTAL APPROPRIATION.	\$2,000,000,000

16 The appropriation in this section is subject to the following
17 conditions and limitations: The appropriation is provided solely for
18 expenditure into the multimodal transportation account created in RCW
19 47.66.070.

20 NEW SECTION. **Sec. 710.** A new section is added to 2021 c 334
21 (uncodified) to read as follows:

22 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—ENTERPRISE SERVICES ACCOUNT**

23	General Fund—State Appropriation (FY 2022).	\$500,000
24	TOTAL APPROPRIATION.	\$500,000

25 The appropriation in this section is subject to the following
26 conditions and limitations: The appropriation is provided solely for
27 expenditure into the enterprise services account created in RCW
28 43.19.025 in support of the real estate services program.

29 NEW SECTION. **Sec. 711.** A new section is added to 2021 c 334
30 (uncodified) to read as follows:

31 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—STATE VEHICLE PARKING ACCOUNT**

32	General Fund—State Appropriation (FY 2022).	\$2,178,000
33	TOTAL APPROPRIATION.	\$2,178,000

34 The appropriation in this section is subject to the following
35 conditions and limitations: The appropriation is provided solely for

1 expenditure into the state vehicle parking account created in RCW
2 43.01.225 in support of the parking program within the department of
3 enterprise services.

4 NEW SECTION. **Sec. 712.** A new section is added to 2021 c 334
5 (uncodified) to read as follows:

6 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—LIABILITY ACCOUNT**

7 General Fund—State Appropriation (FY 2022).	\$217,000,000
8 TOTAL APPROPRIATION.	\$217,000,000

9 The appropriation in this section is subject to the following
10 conditions and limitations: The appropriation is provided solely for
11 expenditure into the liability account created in RCW 4.92.130 to
12 ensure the account is not in deficit.

13 NEW SECTION. **Sec. 713.** A new section is added to 2021 c 334
14 (uncodified) to read as follows:

15 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—JUDICIAL STABILIZATION TRUST**
16 **ACCOUNT**

17 General Fund—State Appropriation (FY 2023).	\$157,500,000
18 TOTAL APPROPRIATION.	\$157,500,000

19 The appropriation in this section is subject to the following
20 conditions and limitations: The appropriation is provided solely for
21 expenditure into the judicial stabilization account created in RCW
22 43.79.505.

23 NEW SECTION. **Sec. 714.** A new section is added to 2021 c 334
24 (uncodified) to read as follows:

25 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—JUDICIAL INFORMATION SYSTEMS**
26 **ACCOUNT**

27 General Fund—State Appropriation (FY 2023).	\$26,200,000
28 TOTAL APPROPRIATION.	\$26,200,000

29 The appropriation in this section is subject to the following
30 conditions and limitations: The appropriation is provided solely for
31 expenditure into the judicial information systems account created in
32 RCW 2.68.020.

33 NEW SECTION. **Sec. 715.** A new section is added to 2021 c 334
34 (uncodified) to read as follows:

1 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—FAMILY AND MEDICAL LEAVE**
2 **INSURANCE ACCOUNT**

3	General Fund—State Appropriation (FY 2023).	\$350,000,000
4	TOTAL APPROPRIATION.	\$350,000,000

5 The appropriations in this section are subject to the following
6 conditions and limitations: The appropriations are provided solely
7 for expenditure into the family and medical leave insurance account
8 created in RCW 50A.05.070 on June 30, 2023. The office of financial
9 management may only expend the amount necessary to keep the family
10 and medical leave insurance account from being in a deficit at the
11 close of the fiscal biennium, after certification from the employment
12 security department.

13 NEW SECTION. **Sec. 716.** A new section is added to 2021 c 334
14 (uncodified) to read as follows:

15 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON CAREER AND COLLEGE**
16 **PATHWAYS INNOVATION CHALLENGE PROGRAM ACCOUNT**

17	General Fund—State Appropriation (FY 2023).	\$6,000,000
18	TOTAL APPROPRIATION.	\$6,000,000

19 The appropriation in this section is subject to the following
20 conditions and limitations: The appropriation is provided solely for
21 expenditure into the Washington career and college pathways
22 innovation challenge program account created in RCW 28B.120.040 to
23 implement Second Substitute Senate Bill No. 5789 (innovation
24 challenge program). If the bill is not enacted by June 30, 2022, the
25 amount provided in this subsection shall lapse. General fund
26 appropriations into the account are intended for the current and next
27 ensuing fiscal biennium only. The student achievement council must
28 report on the uses of the general fund moneys deposited in the
29 account by December 1, 2022, to allow the legislature to assess the
30 program and general fund support.

31 NEW SECTION. **Sec. 717.** A new section is added to 2021 c 334
32 (uncodified) to read as follows:

33 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—TRIBAL GOVERNMENT ASSISTANCE**

34	General Fund—State Appropriation (FY 2022).	\$401,000
35	TOTAL APPROPRIATION.	\$401,000

1 The appropriation in this section is subject to the following
2 conditions and limitations: The appropriation in this section is
3 provided solely for the office of financial management to distribute
4 to tribes with police officers certified through the criminal justice
5 training commission pursuant to RCW 43.101.157 to assist with one-
6 time costs related to law enforcement and criminal justice related
7 legislation enacted between January 1, 2020, and June 30, 2021.
8 Distributions shall be made according to LEAP document tribal
9 allocations 1 dated February 20, 2022.

10 **Sec. 718.** 2021 c 334 s 753 (uncodified) is amended to read as
11 follows:

12 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—CORONAVIRUS RELIEF FUNDS**

13	General Fund—Federal Appropriation.	\$280,000,000
14	TOTAL APPROPRIATION.	\$280,000,000

15 The appropriation in this section is subject to the following
16 conditions and limitations: The entire general fund—federal
17 appropriation (CRF) is provided solely to the office of financial
18 management for (~~alotment~~) allocation to state agencies for costs
19 eligible to be paid from the coronavirus relief fund created by
20 section 5001, the coronavirus aid, relief, and economic security act,
21 P.L. 116-136, division A and where funding is provided elsewhere in
22 this act for those costs using a funding source other than the
23 coronavirus relief fund. For any agency receiving an (~~alotment~~)
24 allocation under this section, the office must place an equal amount
25 of the agency's state or other federal source appropriation authority
26 in unallotted reserve status, and those amounts may not be expended.
27 In determining the use of amounts appropriated in this section, the
28 office of financial management shall prioritize the preservation of
29 state general fund moneys and federal state fiscal recovery fund
30 moneys. The office must report on the use of the amounts appropriated
31 in this section to the fiscal committees of the legislature monthly
32 until all coronavirus relief fund moneys are expended or the
33 unexpended moneys returned to the federal government, whichever is
34 earlier.

35 NEW SECTION. **Sec. 719.** A new section is added to 2021 c 334
36 (uncodified) to read as follows:

37 **FOR THE STATE TREASURER—COST OF SUPERVISION ACCOUNT**

1 Cost of Supervision Account—State Appropriation. \$1,449,000
 2 TOTAL APPROPRIATION. \$1,449,000

3 The appropriation in this section is subject to the following
 4 conditions and limitations: The state treasurer shall transfer the
 5 entire balance of the cost of supervision account created in RCW
 6 72.11.040 to the general fund upon the enactment of Substitute Senate
 7 Bill No. 5592 (cost of supervision).

8 NEW SECTION. **Sec. 720.** A new section is added to 2021 c 334
 9 (uncodified) to read as follows:

10 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—SECRETARY OF STATE ARCHIVES**
 11 **AND RECORDS MANAGEMENT**

12 General Fund—State Appropriation (FY 2022). \$2,000
 13 General Fund—State Appropriation (FY 2023). \$222,000
 14 General Fund—Federal Appropriation. \$69,000
 15 General Fund—Private/Local Appropriation. \$9,000
 16 Other Appropriated Funds. \$111,000
 17 TOTAL APPROPRIATION. \$413,000

18 The appropriations in this section are subject to the following
 19 conditions and limitations: The appropriations in this section
 20 reflect adjustments in agency appropriations related to corresponding
 21 adjustments in the secretary of state's billing authority for
 22 archives and records management. The office of financial management
 23 shall adjust allotments in the amounts specified, and to the state
 24 agencies specified, in LEAP omnibus document 92C-2022, dated February
 25 20, 2022, and adjust appropriation schedules accordingly.

26 NEW SECTION. **Sec. 721.** A new section is added to 2021 c 334
 27 (uncodified) to read as follows:

28 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—STATE AUDITOR AUDIT SERVICE**
 29 **CENTRAL SERVICES**

30 General Fund—State Appropriation (FY 2022). \$376,000
 31 General Fund—State Appropriation (FY 2023). \$511,000
 32 General Fund—Federal Appropriation. \$294,000
 33 General Fund—Private/Local Appropriation. \$20,000
 34 Other Appropriated Funds. \$356,000
 35 TOTAL APPROPRIATION. \$1,557,000

1 The appropriations in this section are subject to the following
2 conditions and limitations: The appropriations in this section
3 reflect adjustments in agency appropriations related to corresponding
4 adjustments in the state auditor's billing authority for state agency
5 auditing services. The office of financial management shall adjust
6 allotments in the amounts specified, and to the state agencies
7 specified, in LEAP omnibus document 92D-2022, dated February 20,
8 2022, and adjust appropriation schedules accordingly.

9 NEW SECTION. **Sec. 722.** A new section is added to 2021 c 334
10 (uncodified) to read as follows:

11 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—OFFICE OF THE ATTORNEY GENERAL**
12 **LEGAL SERVICES CENTRAL SERVICES**

13	General Fund—State Appropriation (FY 2022).	\$5,376,000
14	General Fund—State Appropriation (FY 2023).	\$9,477,000
15	General Fund—Federal Appropriation.	\$3,309,000
16	General Fund—Private/Local Appropriation.	\$59,000
17	Other Appropriated Funds.	\$4,020,000
18	TOTAL APPROPRIATION.	\$22,241,000

19 The appropriations in this section are subject to the following
20 conditions and limitations: The appropriations in this section
21 reflect adjustments in agency appropriations related to corresponding
22 adjustments in the attorney general's billing authority for legal
23 services. The office of financial management shall adjust allotments
24 in the amounts specified, and to the state agencies specified, in
25 LEAP omnibus document 92E-2022, dated February 20, 2022, and adjust
26 appropriation schedules accordingly.

27 NEW SECTION. **Sec. 723.** A new section is added to 2021 c 334
28 (uncodified) to read as follows:

29 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—ADMINISTRATIVE HEARINGS**
30 **CENTRAL SERVICES**

31	General Fund—State Appropriation (FY 2022).	\$8,000
32	General Fund—State Appropriation (FY 2023).	\$287,000
33	General Fund—Federal Appropriation.	\$253,000
34	Other Appropriated Funds.	\$360,000
35	TOTAL APPROPRIATION.	\$908,000

1 The appropriations in this section are subject to the following
2 conditions and limitations: The appropriations in this section
3 reflect adjustments in agency appropriations related to corresponding
4 adjustments in the office of administrative hearing's billing
5 authority. The office of financial management shall adjust allotments
6 in the amounts specified, and to the state agencies specified, in
7 LEAP omnibus document 92G-2022, dated February 20, 2022, and adjust
8 appropriation schedules accordingly.

9 NEW SECTION. **Sec. 724.** A new section is added to 2021 c 334
10 (uncodified) to read as follows:

11 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—CONSOLIDATED TECHNOLOGY**
12 **SERVICES CENTRAL SERVICES**

13	General Fund—State Appropriation (FY 2022).	\$1,772,000
14	General Fund—State Appropriation (FY 2023).	\$4,965,000
15	General Fund—Federal Appropriation.	\$2,200,000
16	General Fund—Private/Local Appropriation.	\$211,000
17	Other Appropriated Funds.	\$4,929,000
18	TOTAL APPROPRIATION.	\$14,077,000

19 The appropriations in this section are subject to the following
20 conditions and limitations: The appropriations in this section
21 reflect adjustments in agency appropriations related to corresponding
22 adjustments in the consolidated technology services' billing
23 authority. The office of financial management shall adjust allotments
24 in the amounts specified, and to the state agencies specified, in
25 LEAP omnibus document 92J-2022, dated February 20, 2022, and adjust
26 appropriation schedules accordingly.

27 NEW SECTION. **Sec. 725.** A new section is added to 2021 c 334
28 (uncodified) to read as follows:

29 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—DEPARTMENT OF ENTERPRISE**
30 **SERVICES CENTRAL SERVICES**

31	General Fund—State Appropriation (FY 2022).	\$32,000
32	General Fund—State Appropriation (FY 2023).	\$920,000
33	General Fund—Federal Appropriation.	\$186,000
34	General Fund—Private/Local Appropriation.	\$10,000
35	Other Appropriated Funds.	\$488,000
36	TOTAL APPROPRIATION.	\$1,636,000

1 The appropriations in this section are subject to the following
2 conditions and limitations: The appropriations in this section
3 reflect adjustments in agency appropriations related to corresponding
4 adjustments in the department of enterprise service's billing
5 authority. The office of financial management shall adjust allotments
6 in the amounts specified, and to the state agencies specified, in
7 LEAP omnibus document 92K-2022, dated February 20, 2022, and adjust
8 appropriation schedules accordingly.

9 NEW SECTION. **Sec. 726.** A new section is added to 2021 c 334
10 (uncodified) to read as follows:

11 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—OFFICE OF FINANCIAL MANAGEMENT**
12 **CENTRAL SERVICES**

13	General Fund—State Appropriation (FY 2022).	\$89,000
14	General Fund—State Appropriation (FY 2023).	\$745,000
15	General Fund—Federal Appropriation.	\$820,000
16	General Fund—Private/Local Appropriation.	\$5,000
17	Other Appropriated Funds.	\$450,000
18	TOTAL APPROPRIATION.	\$2,109,000

19 The appropriations in this section are subject to the following
20 conditions and limitations: The appropriations in this section
21 reflect adjustments in agency appropriations related to corresponding
22 adjustments in the office of financial management's billing
23 authority. The office of financial management shall adjust allotments
24 in the amounts specified, and to the state agencies specified, in
25 LEAP omnibus document 92R-2022, dated February 20, 2022, and adjust
26 appropriation schedules accordingly.

27 NEW SECTION. **Sec. 727.** A new section is added to 2021 c 334
28 (uncodified) to read as follows:

29 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—SELF INSURANCE LIABILITY**
30 **PREMIUM CENTRAL SERVICES**

31	General Fund—State Appropriation (FY 2022).	\$2,533,000
32	General Fund—State Appropriation (FY 2023).	\$2,599,000
33	General Fund—Federal Appropriation.	\$1,224,000
34	General Fund—Private/Local Appropriation.	\$5,000
35	Other Appropriated Funds.	\$396,000
36	TOTAL APPROPRIATION.	\$6,757,000

1 The appropriations in this section are subject to the following
2 conditions and limitations: The appropriations in this section
3 reflect adjustments in agency appropriations related to corresponding
4 adjustments in the self-insurance premium liability billing
5 authority. The office of financial management shall adjust allotments
6 in the amounts specified, and to the state agencies specified, in
7 LEAP omnibus document 92X-2022, dated February 20, 2022, and adjust
8 appropriation schedules accordingly.

9 **Sec. 728.** 2021 c 334 s 706 (uncodified) is amended to read as
10 follows:

11 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—EMERGENCY ASSISTANCE FUND**

12 General Fund—State Appropriation (FY 2022).	((\$2,500,000))
	<u>\$5,000,000</u>
14 General Fund—State Appropriation (FY 2023).	((\$2,500,000))
	<u>\$5,000,000</u>
16 TOTAL APPROPRIATION.	((\$5,000,000))
	<u>\$10,000,000</u>

17

18 The appropriations in this section are subject to the following
19 conditions and limitations: The appropriations in this section are
20 for the governor's emergency fund for individual assistance
21 consistent with RCW 38.52.030(9) during an emergency proclaimed by
22 the governor, as defined in RCW 38.52.010(9). The office of financial
23 management must notify the fiscal committees of the legislature of
24 the receipt of each application or request for individual assistance
25 from the governor's emergency fund by the governor or the adjutant
26 general. The office of financial management may not approve, nor
27 release, funding for 10 business days from the date of notification
28 to the fiscal committees of the legislature.

29 **Sec. 729.** 2021 c 334 s 723 (uncodified) is amended to read as
30 follows:

31 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—NORTHEAST WASHINGTON WOLF-**
32 **LIVESTOCK MANAGEMENT ACCOUNT**

33 General Fund—State Appropriation (FY 2022).	\$496,000
34 General Fund—State Appropriation (FY 2023).	((\$456,000))
	<u>\$546,000</u>
36 TOTAL APPROPRIATION.	((\$952,000))
	<u>\$1,042,000</u>

37

1 The appropriations in this section are subject to the following
2 conditions and limitations: The appropriation is provided solely for
3 expenditure into the northeast Washington wolf-livestock management
4 account for the deployment of nonlethal wolf deterrence resources as
5 provided in chapter 16.76 RCW.

6 **Sec. 730.** 2021 c 334 s 724 (uncodified) is amended to read as
7 follows:

8 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—LONG-TERM SERVICES AND**
9 **SUPPORTS ACCOUNT**

10	General Fund—State Appropriation (FY 2022).	((\$19,618,000))
11		<u>\$42,104,000</u>
12	TOTAL APPROPRIATION.	((\$19,618,000))
13		<u>\$42,104,000</u>

14 The appropriation in this section is subject to the following
15 conditions and limitations: The appropriations are provided solely
16 for expenditure into the long-term services and supports account
17 pursuant to chapter 98, Laws of 2020 and chapter 363, Laws of 2019.
18 This constitutes a loan from the general fund and must be repaid,
19 with interest, to the general fund by June 30, ((2022)) 2024.

20 NEW SECTION. **Sec. 731.** A new section is added to 2021 c 334
21 (uncodified) to read as follows:

22 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON STATE LEADERSHIP**
23 **BOARD ACCOUNT**

24	General Fund—State Appropriation (FY 2023).	\$637,000
25	TOTAL APPROPRIATION.	\$637,000

26 The appropriation in this section is subject to the following
27 conditions and limitations: The appropriation is provided solely for
28 expenditure into the Washington state leadership board account
29 created in Senate Bill No. 5750 (WA leadership board). If the bill is
30 not enacted by June 30, 2022, the amounts provided in this section
31 shall lapse.

32 NEW SECTION. **Sec. 732.** A new section is added to 2021 c 334
33 (uncodified) to read as follows:

34 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—COMMUNITY REINVESTMENT ACCOUNT**

35	General Fund—State Appropriation (FY 2023).	\$125,000,000
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1 TOTAL APPROPRIATION. \$125,000,000

2 The appropriation in this section is subject to the following
3 conditions and limitations: The appropriation in this section is
4 provided solely for expenditure into the community reinvestment
5 account created in section 943 of this act.

6 NEW SECTION. Sec. 733. A new section is added to 2021 c 334
7 (uncodified) to read as follows:

8 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—IMPAIRED DRIVING ACCOUNT**

9 General Fund—State Appropriation (FY 2023). \$250,000

10 TOTAL APPROPRIATION. \$250,000

11 The appropriation in this section is subject to the following
12 conditions and limitations: The appropriation is provided solely for
13 expenditure into the impaired driving safety account created in RCW
14 46.68.260 for local government costs related to Engrossed Senate Bill
15 No. 5054 (impaired driving). If the bill is not enacted by June 30,
16 2022, the amount appropriated in this section shall lapse.

17 **Sec. 734.** 2021 c 334 s 748 (uncodified) is amended to read as
18 follows:

19 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—STATE HEALTH CARE**
20 **AFFORDABILITY ACCOUNT**

21 General Fund—State Appropriation (FY 2023). ~~(\$50,000,000)~~

22 \$55,000,000

23 TOTAL APPROPRIATION. ~~(\$50,000,000)~~

24 \$55,000,000

25 The appropriation in this section is subject to the following
26 conditions and limitations:

27 (1) The appropriations are provided solely for expenditure into
28 the state health care affordability account created in ((Engrossed
29 Second Substitute Senate Bill No. 5377 (standardized health plans))
30 RCW 43.71.130. ((If the bill is not enacted by June 30, 2021, the
31 amounts appropriated in this section shall lapse.))

32 (2) It is the intent of the legislature to continue the policy of
33 expending \$5,000,000 into the account each fiscal year in future
34 biennia for the purpose of funding premium assistance for customers
35 ineligible for federal premium tax credits who meet the eligibility
36 criteria established in section 214(11)(a) of this act. Future

1 expenditures into the account are contingent upon approval of the
2 applicable waiver described in section 214(12)(b) of this act.

3 NEW SECTION. **Sec. 735.** A new section is added to 2021 c 334
4 (uncodified) to read as follows:

5 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—SALMON RECOVERY ACCOUNT**

6	General Fund—State Appropriation (FY 2023)	\$100,000,000
7	TOTAL APPROPRIATION.	\$100,000,000

8 The appropriation in this section is subject to the following
9 conditions and limitations: The appropriation is provided solely for
10 expenditure into the salmon recovery account created in RCW 77.85.170
11 in support of riparian grants.

12 NEW SECTION. **Sec. 736.** A new section is added to 2021 c 334
13 (uncodified) to read as follows:

14 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—STRATEGIC ENTERPRISE RESOURCE**
15 **PLANNING TECHNOLOGY ACCOUNT**

16	General Fund—State Appropriation (FY 2023)	\$100,000,000
17	TOTAL APPROPRIATION.	\$100,000,000

18 The appropriation in this section is subject to the following
19 conditions and limitations: The appropriation is provided solely for
20 expenditure into the strategic enterprise resource planning
21 technology account created in section 942 of this act.

22 NEW SECTION. **Sec. 737.** A new section is added to 2021 c 334
23 (uncodified) to read as follows:

24 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—SCHOOL SEISMIC SAFETY GRANT**
25 **PROGRAM ACCOUNT**

26	General Fund—State Appropriation (FY 2023)	\$400,000,000
27	TOTAL APPROPRIATION.	\$400,000,000

28 The appropriation in this section is subject to the following
29 conditions and limitations: The appropriation is provided solely for
30 expenditure into the school seismic safety grant program account
31 created in Substitute Senate Bill No. 5933 (seismic capital
32 construction). If the bill is not enacted by June 30, 2022, the
33 amount appropriated in this section shall lapse.

1 NEW SECTION. **Sec. 738.** A new section is added to 2021 c 334
2 (uncodified) to read as follows:

3 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—CONSUMER PRIVACY ACCOUNT**

4 General Fund—State Appropriation (FY 2023). \$548,000
5 TOTAL APPROPRIATION. \$548,000

6 The appropriation in this section is subject to the following
7 conditions and limitations: The appropriation is provided solely for
8 expenditure into the consumer privacy account created in Second
9 Substitute Senate Bill No. 5062 (data). If the bill is not enacted by
10 June 30, 2022, the amount appropriated in this section shall lapse.

11 NEW SECTION. **Sec. 739.** The following acts or parts of acts are
12 each repealed:

- 13 (1) 2021 c 334 s 730 (uncodified);
- 14 (2) 2021 c 334 s 731 (uncodified);
- 15 (3) 2021 c 334 s 732 (uncodified);
- 16 (4) 2021 c 334 s 733 (uncodified);
- 17 (5) 2021 c 334 s 734 (uncodified);
- 18 (6) 2021 c 334 s 735 (uncodified);
- 19 (7) 2021 c 334 s 736 (uncodified);
- 20 (8) 2021 c 334 s 737 (uncodified);
- 21 (9) 2021 c 334 s 749 (uncodified); and
- 22 (10) 2021 c 334 s 752 (uncodified).

23 NEW SECTION. **Sec. 740.** A new section is added to 2021 c 334
24 (uncodified) to read as follows:

25 **FOR THE DEPARTMENT OF AGRICULTURE—STATE AND COUNTY FAIRS**

26 General Fund—State Appropriation (FY 2023). \$20,000,000
27 TOTAL APPROPRIATION. \$20,000,000

28 The appropriation in this section is subject to the following
29 conditions and limitations: The appropriation is provided solely for
30 the department to provide grants to the state fair and to county
31 fairs as defined in RCW 15.76.120(2) that agree to operate its fair
32 in fiscal year 2023 without charging an admission fee to any member
33 of the public. The amount of grant provided to each fair may not
34 exceed the amount the admissions fees earned by the fair in fiscal
35 year 2019 plus 20 percent.

(End of part)

PART VIII

OTHER TRANSFERS AND APPROPRIATIONS

Sec. 801. 2021 c 334 s 801 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER—STATE REVENUES FOR DISTRIBUTION

General Fund Appropriation for fire insurance	
premium distributions.	((\$9,757,000))
	<u>\$12,107,000</u>
General Fund Appropriation for prosecuting attorney	
distributions.	((\$9,284,000))
	<u>\$7,975,000</u>
General Fund Appropriation for boating safety and	
education distributions.	((\$4,000,000))
	<u>\$6,395,000</u>
General Fund Appropriation for public utility	
district excise tax distributions.	((\$66,759,000))
	<u>\$67,206,000</u>
Death Investigations Account Appropriation for	
distribution to counties for publicly funded	
autopsies.	\$3,303,000
Aquatic Lands Enhancement Account Appropriation for	
harbor improvement revenue distributions.	\$140,000
Timber Tax Distribution Account Appropriation for	
distribution to "timber" counties.	((\$73,911,000))
	<u>\$77,324,000</u>
County Criminal Justice Assistance Appropriation.	((\$114,428,000))
	<u>\$118,883,000</u>
Municipal Criminal Justice Assistance Appropriation.	((\$45,073,000))
	<u>\$47,068,000</u>
City-County Assistance Appropriation.	((\$39,939,000))
	<u>\$56,205,000</u>
Liquor Excise Tax Account Appropriation for liquor	
excise tax distribution.	((\$76,474,000))
	<u>\$87,317,000</u>
Columbia River Water Delivery Account Appropriation	
for the Confederated Tribes of the Colville	
Reservation.	((\$8,612,000))
	<u>\$8,700,000</u>
Columbia River Water Delivery Account Appropriation	

1	for the Spokane Tribe of Indians.	((\$5,975,000))
2		<u>\$6,110,000</u>
3	Liquor Revolving Account Appropriation for liquor	
4	profits distribution.	\$98,876,000
5	General Fund Appropriation for other tax	
6	distributions.	((\$80,000))
7		<u>\$102,000</u>
8	General Fund Appropriation for Marijuana Excise Tax	
9	distributions.	((\$40,000,000))
10		<u>\$51,456,000</u>
11	General Fund Appropriation for Habitat Conservation	
12	Program distributions.	\$5,754,000
13	General Fund Appropriation for payment in lieu of	
14	taxes to counties under Department of Fish and	
15	Wildlife Program.	\$4,040,000
16	Puget Sound Taxpayer Accountability Account	
17	Appropriation for distribution to counties in	
18	amounts not to exceed actual deposits into the	
19	account and attributable to those counties'	
20	share pursuant to RCW 43.79.520.. . . .	((\$33,460,000))
21		<u>\$51,983,000</u>
22	Manufacturing and Warehousing Job Centers Account	
23	Appropriation for distribution to local taxing	
24	jurisdictions to mitigate the unintended	
25	revenue redistributions effect of sourcing law	
26	changes pursuant to Engrossed Substitute House	
27	Bill No. 1521 (warehousing & manufacturing	
28	jobs). ((If Engrossed Substitute House	
29	Bill No. 1521 (warehousing &	
30	manufacturing jobs) is not enacted by	
31	June 30, 2021, this distribution is	
32	null and void.))	\$12,150,000
33	TOTAL APPROPRIATION.	((\$652,015,000))
34		<u>\$723,094,000</u>

35 The total expenditures from the state treasury under the
36 appropriations in this section shall not exceed the funds available
37 under statutory distributions for the stated purposes.

1 management. The distributions to any city that substantially
2 decriminalizes or repeals its criminal code after July 1, 1990, and
3 that does not reimburse the county for costs associated with criminal
4 cases under RCW 3.50.800 or 3.50.805(2), shall be made to the county
5 in which the city is located. This funding is provided to cities for
6 the costs of implementing criminal justice legislation including, but
7 not limited to: Chapter 206, Laws of 1998 (drunk driving penalties);
8 chapter 207, Laws of 1998 (DUI penalties); chapter 208, Laws of 1998
9 (deferred prosecution); chapter 209, Laws of 1998 (DUI/license
10 suspension); chapter 210, Laws of 1998 (ignition interlock
11 violations); chapter 211, Laws of 1998 (DUI penalties); chapter 212,
12 Laws of 1998 (DUI penalties); chapter 213, Laws of 1998 (intoxication
13 levels lowered); chapter 214, Laws of 1998 (DUI penalties); and
14 chapter 215, Laws of 1998 (DUI provisions).

15 (2) \$100,000 of the amount appropriated in this section is
16 provided solely for local government costs related to Engrossed
17 Senate Bill No. 5054 (impaired driving). If the bill is not enacted
18 by June 30, 2022, the amount provided in this subsection shall lapse.

19 **Sec. 804.** 2021 c 334 s 805 (uncodified) is amended to read as
20 follows:

21 **FOR THE STATE TREASURER—TRANSFERS**

22 Dedicated Marijuana Account: For transfer to the
23 basic health plan trust account, the lesser of
24 the amount determined pursuant to RCW 69.50.540
25 or this amount for fiscal year 2022,
26 (~~(\$255,000,000)~~) \$260,627,000 and this amount
27 for fiscal year 2023, (~~(\$265,000,000)~~)
28 \$258,406,000. (~~(\$520,000,000)~~)
29 \$519,033,000

30 Dedicated Marijuana Account: For transfer to the
31 state general fund, the lesser of the amount
32 determined pursuant to RCW 69.50.540 or this
33 amount for fiscal year 2022, (~~(\$195,000,000)~~)
34 \$197,435,000 and this amount for fiscal
35 year 2023, (~~(\$200,000,000)~~) \$195,296,000. (~~(\$395,000,000)~~)
36 \$392,731,000

37 Tobacco Settlement Account: For transfer to the
38 state general fund, in an amount not to exceed
39 the actual amount of the annual base payment to

1 the tobacco settlement account for fiscal year
2 2022. \$90,000,000
3 Tobacco Settlement Account: For transfer to the
4 state general fund, in an amount not to exceed
5 the actual amount of the annual base payment to
6 the tobacco settlement account for fiscal year
7 2023. \$90,000,000
8 Tobacco Settlement Account: For transfer to the
9 state general fund, in an amount not to exceed
10 the actual amount of the tobacco arbitration
11 payment to the tobacco settlement account,
12 \$11,000,000 for fiscal year 2022 and \$8,000,000
13 for fiscal year 2023. \$19,000,000
14 State Treasurer's Service Account: For transfer to
15 the state general fund, \$5,000,000 for fiscal
16 year 2022 and \$5,000,000 for fiscal year 2023. . . . \$10,000,000
17 General Fund: For transfer to the fair fund under
18 RCW 15.76.115, \$2,750,000 for fiscal year 2022
19 and \$2,750,000 for fiscal year 2023. \$5,500,000
20 Financial Services Regulation Account: For transfer
21 to the state general fund, \$3,500,000 for
22 fiscal year 2022 and \$3,500,000 for fiscal year
23 2023. \$7,000,000
24 Marine Resources Stewardship Trust Account: For
25 transfer to the aquatic lands enhancement
26 account, up to \$40,000 for fiscal year 2022. \$40,000
27 Water Pollution Control Revolving Administration
28 Account: For transfer to the water pollution
29 control revolving account, \$6,000,000 for
30 fiscal year 2022. \$6,000,000
31 General Fund: For transfer to the home security
32 fund, \$4,500,000 for fiscal year 2022 and
33 \$4,500,000 for fiscal year 2023. \$9,000,000
34 (~~Long-Term Services and Supports Trust~~
35 ~~Account: For transfer to the general~~
36 ~~fund as repayment for start-up costs~~
37 ~~for the long term services program, the~~
38 ~~lesser of the amount determined by the~~
39 ~~treasurer for full repayment of the~~
40 ~~\$17,040,000 transferred from the~~

1 ~~general fund in the 2019-2021 biennium~~
 2 ~~and \$19,618,000 transferred from the~~
 3 ~~general fund in fiscal year 2022, which~~
 4 ~~totals \$36,658,000 transferred from~~
 5 ~~the general fund in the 2019-2021~~
 6 ~~biennium and fiscal year 2022 for~~
 7 ~~start-up costs with any related~~
 8 ~~interest, or this amount for fiscal~~
 9 ~~year 2022, \$37,092,000. \$37,092,000))~~

10 Gambling Revolving Account: For transfer to the
 11 state general fund as repayment of the loan
 12 pursuant to chapter 127, Laws of 2020 (sports
 13 wagering/compacts), the lesser of the amount
 14 determined by the treasurer for full repayment
 15 of the \$6,000,000 transferred from the general
 16 fund in the 2019-2021 fiscal biennium with any
 17 related interest, (~~or this amount for~~
 18 ~~fiscal year 2023 \$6,500,000)) \$3,000,000 for
 19 fiscal year 2022 and \$3,500,000 for fiscal year
 20 2023. \$6,500,000~~

21 School Employees' Insurance Account: For transfer to
 22 the general fund as repayment of the remainder
 23 of the loans for start costs for the school
 24 employees benefit program, (~~(\$16,587,000))~~
 25 \$15,615,000 for fiscal year 2022. (~~(\$16,587,000))~~
 26 \$15,615,000

27 General Fund: For transfer to the manufacturing and
 28 warehousing jobs centers account \$6,750,000 for
 29 fiscal year 2022 and \$5,400,000 for fiscal
 30 year 2023 pursuant to Engrossed Substitute
 31 House Bill No. 1521 (warehousing &
 32 manufacturing jobs). (~~If Engrossed~~
 33 ~~Substitute House Bill No. 1521~~
 34 ~~(warehousing & manufacturing jobs) is~~
 35 ~~not enacted by June 30, 2021, this~~
 36 ~~transfer is null and void.)) \$12,150,000~~

37 General Fund: For transfer to the Washington housing
 38 trust fund, \$10,000,000 for fiscal year 2022. \$10,000,000

39 General Fund: For transfer to the forest resiliency
 40 account trust fund, \$6,000,000 for fiscal year

1 2022. \$6,000,000

2 Streamlined Sales and Use Tax Mitigation Account:

3 For transfer to the general fund, \$3,186,000 or

4 as much thereof that represents the balance in

5 the account for fiscal year 2022. \$3,186,000

6 General Fund: For transfer to the wildfire response,

7 forest restoration, and community resilience

8 account, solely for the implementation of

9 chapter 298, Laws of 2021 (2SHB 1168)

10 (long-term forest health), \$12,475,000 for

11 fiscal year 2022 and \$74,632,000 for fiscal

12 year 2023. \$87,107,000

13 General Fund: For transfer to the state drought

14 preparedness and response account, \$4,500,000

15 for fiscal year 2022 and \$6,500,000 for fiscal

16 year 2023. \$11,000,000

17 General Fund: For transfer to the disaster response

18 account, \$7,500,000 for fiscal year 2022 and

19 \$7,109,000 for fiscal year 2023. \$14,609,000

20 General Fund: For transfer to the aquatic invasive

21 species account, \$2,472,000 for fiscal year

22 2022 and \$6,096,000 for fiscal year 2023. \$8,568,000

23 General Fund: For transfer to the fair fund created

24 by RCW 15.76.115, for fiscal year 2023,

25 pursuant to Second Substitute Senate Bill No.

26 5643 (youth development programs). If the bill

27 is not enacted by June 30, 2022, this transfer

28 is null and void. \$500,000

29 General Fund: For transfer to the Washington rescue

30 plan transition account, \$1,500,000,000 for

31 fiscal year 2023. \$1,500,000,000

32 General Fund: For transfer to the recreation access

33 pass account, \$31,000,000 for fiscal year 2023. \$31,000,000

(End of part)

1 **PART IX**
2 **MISCELLANEOUS**

3 NEW SECTION. **Sec. 901.** A new section is added to 2021 c 334
4 (uncodified) to read as follows:

5 **COLLECTIVE BARGAINING AGREEMENTS**

6 Subsections (2) in sections 902 through 927 and 934 through 937
7 of this act represent the results of the collective bargaining
8 process from reopening the 2021-2023 contracts for the limited
9 purpose of bargaining over compensation, and are described in general
10 terms. Only major economic terms are included in the descriptions.
11 These descriptions do not contain the complete contents of the
12 agreements. The collective bargaining agreements contained in Part IX
13 of this act may also be funded by expenditures from nonappropriated
14 accounts. If positions are funded with lidded grants or dedicated
15 fund sources with insufficient revenue, additional funding from other
16 sources is not provided.

17 **Sec. 902.** 2021 c 334 s 909 (uncodified) is amended to read as
18 follows:

19 **COLLECTIVE BARGAINING AGREEMENT—WFESE**

20 (1) An agreement has been reached between the governor and the
21 Washington federation of state employees under the provisions of
22 chapter 41.80 RCW for the 2021-2023 fiscal biennium. Funding is
23 provided to fund the agreement, which does not include wage
24 increases, but does include 24 furlough days for employees in
25 positions that do not require the position to be backfilled.

26 (2) An agreement has been reached between the governor and the
27 Washington federation of state employees under the provisions of
28 chapter 41.80 RCW for fiscal year 2023. The agreement includes and
29 funding is provided for a general wage increase of 3.25 percent for
30 fiscal year 2023 and a lump sum payment for employees who were
31 employed continuously starting on or before July 1, 2021, through
32 June 30, 2022.

33 **Sec. 903.** 2021 c 334 s 910 (uncodified) is amended to read as
34 follows:

35 **COLLECTIVE BARGAINING AGREEMENT—WAFWP**

36 (1) An agreement has been reached between the governor and the
37 Washington association of fish and wildlife professionals under the

1 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
2 Funding is provided to fund the agreement, which does not include
3 wage increases, but does include 24 furlough days for employees in
4 positions that do not require the position to be backfilled.

5 (2) An agreement has been reached between the governor and the
6 Washington association of fish and wildlife professionals under the
7 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
8 includes and funding is provided for a general wage increase of 3.25
9 percent for fiscal year 2023 and a lump sum payment for employees who
10 were hired before July 1, 2022.

11 **Sec. 904.** 2021 c 334 s 911 (uncodified) is amended to read as
12 follows:

13 **COLLECTIVE BARGAINING AGREEMENT—PTE LOCAL 17**

14 (1) An agreement has been reached between the governor and the
15 professional and technical employees local 17 under the provisions of
16 chapter 41.80 RCW for the 2021-2023 fiscal biennium. Funding is
17 provided to fund the agreement, which does not include wage
18 increases, but does include 24 furlough days for employees in
19 positions that do not require the position to be backfilled.

20 (2) An agreement has been reached between the governor and the
21 professional and technical employees local 17 under the provisions of
22 chapter 41.80 RCW for fiscal year 2023. The agreement includes and
23 funding is provided for a general wage increase of 3.25 percent for
24 fiscal year 2023 and a lump sum payment for employees who were
25 employed continuously starting on or before July 1, 2021, through
26 June 30, 2022.

27 **Sec. 905.** 2021 c 334 s 912 (uncodified) is amended to read as
28 follows:

29 **COLLECTIVE BARGAINING AGREEMENT—SEIU HEALTHCARE 1199NW**

30 (1) An agreement has been reached between the governor and the
31 service employees international union healthcare 1199nw under the
32 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
33 Funding is provided to fund the agreement, which does not include
34 wage increases, but does include 24 furlough days for employees in
35 positions that do not require the position to be backfilled.

36 (2) An agreement has been reached between the governor and the
37 service employees international union healthcare 1199nw under the
38 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement

1 includes and funding is provided for a general wage increase of 3.25
2 percent for fiscal year 2023 and a retention bonus payable in two
3 equal installments.

4 **Sec. 906.** 2021 c 334 s 913 (uncodified) is amended to read as
5 follows:

6 **COLLECTIVE BARGAINING AGREEMENT—COALITION OF UNIONS**

7 (1) An agreement has been reached between the governor and the
8 coalition of unions under the provisions of chapter 41.80 RCW for the
9 2021-2023 fiscal biennium. Funding is provided to fund the agreement,
10 which includes 24 furlough days for employees in positions that do
11 not require the position to be backfilled. Funding is also provided
12 for a 2.5 percent wage increase for fiscal year 2022 and a 2.5
13 percent wage increase for fiscal year 2023 for the department of
14 corrections marine vessel operators.

15 (2) An agreement has been reached between the governor and the
16 coalition of unions under the provisions of chapter 41.80 RCW for
17 fiscal year 2023. The agreement includes and funding is provided for
18 a general wage increase of 3.25 percent for fiscal year 2023 and a
19 lump sum payment for employees hired before July 1, 2022.

20 **Sec. 907.** 2021 c 334 s 914 (uncodified) is amended to read as
21 follows:

22 **COLLECTIVE BARGAINING AGREEMENT—ASSOCIATION OF WASHINGTON ASSISTANT**
23 **ATTORNEYS GENERAL/WFSE**

24 (1) An agreement has been reached between the governor and the
25 association of Washington assistant attorneys general/Washington
26 federation of state employees under the provisions of chapter 41.80
27 RCW for the 2021-2023 fiscal biennium. Funding is provided to fund
28 the agreement, which includes some minor modifications but does not
29 include wage increases. In addition, the agreement includes 24
30 furlough days for designated positions.

31 (2) An agreement has been reached between the governor and the
32 association of Washington assistant attorneys general/Washington
33 federation of state employees under the provisions of chapter 41.80
34 RCW for fiscal year 2023. The agreement includes and funding is
35 provided for a general wage increase of 3.25 percent for fiscal year
36 2023 and a longevity lump sum payment.

1 **Sec. 908.** 2021 c 334 s 915 (uncodified) is amended to read as
2 follows:

3 **COLLECTIVE BARGAINING AGREEMENT—WFSE ADMINISTRATIVE LAW JUDGES**

4 (1) An agreement has been reached between the governor and the
5 Washington federation of state employees administrative law judges
6 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal
7 biennium. This is the first agreement since the grant of collective
8 bargaining rights in the 2020 legislative session. Funding is
9 provided to fund the agreement, which includes the implementation of
10 the Washington general government standard progression salary
11 schedule that includes periodic increments that begin July 1, 2022.
12 In addition, the agreement includes 24 furlough days for designated
13 positions.

14 (2) An agreement has been reached between the governor and the
15 Washington federation of state employees administrative law judges
16 under the provisions of chapter 41.80 RCW for fiscal year 2023. The
17 agreement includes and funding is provided for a general wage
18 increase of 3.25 percent for fiscal year 2023 and a lump sum payment
19 for employees hired before July 1, 2022.

20 **Sec. 909.** 2021 c 334 s 916 (uncodified) is amended to read as
21 follows:

22 **COLLECTIVE BARGAINING AGREEMENT—DFW SERGEANTS ASSOCIATION/TEAMSTERS**
23 **760**

24 (1) An agreement has been reached between the governor and the
25 department of fish and wildlife sergeants association/teamsters 760
26 under the provisions of chapter 41.56 RCW for the 2021-2023 fiscal
27 biennium. This is the first stand-alone agreement for this unit since
28 its separation from the coalition of unions under chapter 41.80 RCW
29 provided in the 2020 legislative session. Funding is provided to fund
30 the agreement, which does not include wage increases but does allow
31 the agreement to be reopened to negotiate compensation for fiscal
32 year 2023.

33 (2) An agreement has been reached between the governor and the
34 department of fish and wildlife sergeants association/teamsters 760
35 under the provisions of chapter 41.56 RCW for fiscal year 2023. The
36 agreement includes and funding is provided for implementing a
37 redesigned classification and compensation structure for the fish and
38 wildlife enforcement classes and payment of educational incentives

1 for employees who have obtained an associate degree (2 percent base
2 pay) or bachelor's degree (4 percent base pay).

3 **Sec. 910.** 2021 c 334 s 917 (uncodified) is amended to read as
4 follows:

5 **COLLECTIVE BARGAINING AGREEMENT—FISH AND WILDLIFE ENFORCEMENT**
6 **OFFICERS GUILD**

7 (1) An agreement has been reached between the governor and the
8 fish and wildlife enforcement officers guild through an interest
9 arbitration award under the provisions of chapter 41.56 RCW for the
10 2021-2023 fiscal biennium. This is the first stand-alone agreement
11 for this unit since its separation from the coalition of unions under
12 chapter 41.80 RCW provided in the 2020 legislative session. Funding
13 is provided to fund the award, which does not include wage increases
14 but does allow the agreement to be reopened to negotiate base rate of
15 pay for fiscal year 2023. The arbitration award also includes and
16 funding is provided for an education incentive for employees who have
17 obtained an associate's degree (2 percent of base pay) or bachelor's
18 degree (4 percent of base pay), increased opportunities to work on
19 holidays and receive holiday pay, and workers compensation top-off
20 pay equivalent to the LEOFF II supplement. Finally, funding is
21 provided for an increase in the clothing allowance for qualifying
22 employees by \$100 per year per employee.

23 (2) An agreement has been reached between the governor and the
24 fish and wildlife enforcement officers guild under the provisions of
25 chapter 41.56 RCW for fiscal year 2023. The agreement includes and
26 funding is provided for implementing a redesigned classification and
27 compensation structure of the fish and wildlife enforcement classes.

28 **Sec. 911.** 2021 c 334 s 918 (uncodified) is amended to read as
29 follows:

30 **COLLECTIVE BARGAINING AGREEMENT—WFSE HIGHER EDUCATION COMMUNITY**
31 **COLLEGE COALITION**

32 (1) An agreement has been reached between the governor and the
33 Washington federation of state employees community college coalition
34 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal
35 biennium. Funding is provided to fund the agreement, which does not
36 include wage increases.

37 (2) An agreement has been reached between the governor and the
38 Washington federation of state employees community college coalition

1 under the provisions of chapter 41.80 RCW for fiscal year 2023. The
2 agreement includes and funding is provided for a general wage
3 increase of 3.25 percent for fiscal year 2023 and a lump sum payment
4 for employees hired before July 1, 2022.

5 **Sec. 912.** 2021 c 334 s 919 (uncodified) is amended to read as
6 follows:

7 **COLLECTIVE BARGAINING AGREEMENT—WPEA HIGHER EDUCATION COMMUNITY**
8 **COLLEGE COALITION**

9 (1) An agreement has been reached between the governor and the
10 Washington public employees association community college coalition
11 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal
12 biennium. Funding is provided to fund the agreement, which does not
13 include wage increases.

14 (2) An agreement has been reached between the governor and the
15 Washington public employees association community college coalition
16 under the provisions of chapter 41.80 RCW for fiscal year 2023. The
17 agreement includes and funding is provided for a general wage
18 increase of 3.25 percent for fiscal year 2023 and a lump sum payment
19 for employees hired before July 1, 2022.

20 **Sec. 913.** 2021 c 334 s 920 (uncodified) is amended to read as
21 follows:

22 **COLLECTIVE BARGAINING AGREEMENT—WSP TROOPERS ASSOCIATION**

23 (1) An agreement has been reached between the governor and the
24 Washington state patrol troopers association under the provisions of
25 chapter 41.56 RCW for the 2021-2023 fiscal biennium. Funding is
26 provided to fund the agreement, which does not include general wages
27 increases but does provide the ability to request to reopen the
28 compensation article for the purpose of bargaining base rate of pay
29 for fiscal year 2023.

30 (2) An agreement has been reached between the governor and the
31 Washington state patrol troopers association under the provisions of
32 chapter 41.56 RCW for fiscal year 2023. The agreement includes and
33 funding is provided for a general wage increase of 10 percent for
34 fiscal year 2023.

35 **Sec. 914.** 2021 c 334 s 921 (uncodified) is amended to read as
36 follows:

1 **COLLECTIVE BARGAINING AGREEMENT—WSP LIEUTENANTS AND CAPTAINS**
2 **ASSOCIATION**

3 (1) An agreement has been reached between the governor and the
4 Washington state patrol lieutenants and captains association under
5 the provisions of chapter 41.56 RCW for the 2021-2023 fiscal
6 biennium. Funding is provided to fund the agreement, which does not
7 include general wages increases but does provide the ability to
8 request to reopen the compensation article for the purpose of
9 bargaining base rate of pay for fiscal year 2023.

10 (2) An agreement has been reached between the governor and the
11 Washington state patrol lieutenants and captains association under
12 the provisions of chapter 41.56 RCW for fiscal year 2023. The
13 agreement includes and funding is provided for a general wage
14 increase of 10 percent for fiscal year 2023.

15 **Sec. 915.** 2021 c 334 s 922 (uncodified) is amended to read as
16 follows:

17 **COLLECTIVE BARGAINING AGREEMENT—WPEA**

18 (1) An agreement has been reached between the governor and the
19 Washington public employees association general government under the
20 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
21 Funding is provided to fund the agreement, which includes some minor
22 modifications but does not include wage increases. In addition, the
23 agreement includes 24 furlough days for designated positions.

24 (2) An agreement has been reached between the governor and the
25 Washington public employees association general government under the
26 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
27 includes and funding is provided for a general wage increase of 3.25
28 percent for fiscal year 2023 and a lump sum payment for employees
29 hired before July 1, 2022.

30 **Sec. 916.** 2021 c 334 s 923 (uncodified) is amended to read as
31 follows:

32 **COLLECTIVE BARGAINING AGREEMENT—TEAMSTERS LOCAL 117 DEPARTMENT OF**
33 **ENTERPRISE SERVICES**

34 (1) An agreement has not been reached between the governor and
35 the international brotherhood of teamsters local 117 pursuant to
36 chapter 41.80 RCW for the 2021-2023 fiscal biennium. Pursuant to RCW
37 41.80.010(6), funding is provided for fiscal year 2022 to fund the

1 terms of the 2019-2021 agreement and for fiscal year 2023 to fund the
2 terms according to law.

3 (2) Again, an agreement has not been reached between the governor
4 and the international brotherhood of teamsters local 117 department
5 of enterprise services under the provisions of chapter 41.80 RCW for
6 fiscal year 2023. Pursuant to RCW 41.80.010(6), the employer may
7 unilaterally implement according to law. Therefore, funding is
8 provided for a general wage increase of 3.25 percent for fiscal year
9 2023 and a lump sum payment for employees hired before July 1, 2022.

10 NEW SECTION. **Sec. 917.** A new section is added to 2021 c 334
11 (uncodified) to read as follows:

12 **COLLECTIVE BARGAINING AGREEMENT—TEAMSTERS LOCAL 117 DEPARTMENT OF**
13 **CORRECTIONS**

14 An agreement has been reached between the governor and the
15 international brotherhood of teamsters local 117 department of
16 corrections through an interest arbitration award pursuant to chapter
17 41.80 RCW for the 2021-2023 fiscal biennium. The interest arbitration
18 award included and funding is provided for a general wage increase of
19 4 percent, targeted wage increases, a lump sum payment for all
20 employees, and premium pay for working on McNeil Island.

21 **Sec. 918.** 2021 c 334 s 924 (uncodified) is amended to read as
22 follows:

23 **COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—SEIU 925**

24 (1) An agreement has been reached between the University of
25 Washington and the service employees international union local 925
26 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal
27 biennium. The agreement includes and funding is provided for an
28 extension of the 2019-2021 collective bargaining agreement. The
29 agreement does not include either a general wage increase or
30 mandatory employee furloughs.

31 (2) An agreement has been reached between the University of
32 Washington and the service employees international union labor 925
33 under the provisions of chapter 41.80 RCW for fiscal year 2023. The
34 agreement includes and funding is provided for a general wage
35 increase of 3 percent for fiscal year 2023, evening shift
36 differential, night shift differential, standby pay, and weekend pay
37 premium for specified job classifications. In addition, the agreement

1 includes and funding is provided for recruitment and retention
2 increases and lump sum payments for specified job classifications.

3 **Sec. 919.** 2021 c 334 s 925 (uncodified) is amended to read as
4 follows:

5 **COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—SEIU 1199**
6 **RESEARCH/HALL HEALTH**

7 (1) An agreement has been reached between the University of
8 Washington and the service employees international union local 1199
9 research/hall health under the provisions of chapter 41.80 RCW for
10 the 2021-2023 fiscal biennium. The agreement includes and funding is
11 provided for an extension of the 2019-2021 collective bargaining
12 agreement. The agreement does not include either a general wage
13 increase or mandatory employee furloughs.

14 (2) An agreement has been reached between the University of
15 Washington and the service employees international union local 1199
16 research/hall health under the provisions of chapter 41.80 RCW for
17 fiscal year 2023. The agreement includes and funding is provided for
18 a general wage increase of 3 percent for fiscal year 2023 and lump
19 sum payments for employees.

20 **Sec. 920.** 2021 c 334 s 928 (uncodified) is amended to read as
21 follows:

22 **COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—WFSE**

23 (1) An agreement has been reached between the University of
24 Washington and the Washington federation of state employees under the
25 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
26 The agreement includes and funding is provided for an extension of
27 the 2019-2021 collective bargaining agreement, and an expansion of
28 the Harborview and University of Washington Medical Center EVS
29 custodians weekend premium. The agreement does not include either a
30 general wage increase or mandatory employee furloughs.

31 (2) An agreement has been reached between the University of
32 Washington and the Washington federation of state employees under the
33 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
34 includes and funding is provided for a general wage increase of 3
35 percent for fiscal year 2023, evening shift differential, night shift
36 differential, standby pay, and weekend pay premium, for specified job
37 classifications.

1 **Sec. 921.** 2021 c 334 s 929 (uncodified) is amended to read as
2 follows:

3 **COLLECTIVE BARGAINING AGREEMENT—WASHINGTON STATE UNIVERSITY—WFSE**

4 (1) An agreement has been reached between the Washington State
5 University and the Washington federation of state employees under the
6 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
7 Funding is provided to fund the agreement, which does not include
8 changes to compensation or benefits. In addition, the agreement does
9 not include mandatory employee furloughs.

10 (2) An agreement has been reached between the Washington State
11 University and the Washington federation of state employees under the
12 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
13 includes and funding is provided for a general wage increase of 3.25
14 percent for fiscal year 2023, and any lump sum payment agreed upon in
15 the agreement between the governor and the Washington federation of
16 state employees for general government employees.

17 **Sec. 922.** 2021 c 334 s 930 (uncodified) is amended to read as
18 follows:

19 **COLLECTIVE BARGAINING AGREEMENT—WASHINGTON STATE UNIVERSITY—WSU**
20 **POLICE GUILD BARGAINING UNIT 4**

21 (1) An agreement has been reached between the Washington State
22 University and the WSU police guild bargaining unit 4 under the
23 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
24 Funding is provided to fund the agreement, which does not include
25 changes to compensation or benefits. In addition, the agreement does
26 not include mandatory employee furloughs.

27 (2) An agreement has been reached between the Washington State
28 University and the WSU police guild bargaining unit 4 under the
29 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
30 includes and funding is provided for a general wage increase of 3.3
31 percent for fiscal year 2023.

32 **Sec. 923.** 2021 c 334 s 932 (uncodified) is amended to read as
33 follows:

34 **COLLECTIVE BARGAINING AGREEMENT—CENTRAL WASHINGTON UNIVERSITY—WFSE**

35 (1) An agreement has been reached between Central Washington
36 University and the Washington federation of state employees under the
37 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.

1 Funding is provided to fund the agreement, which does not include
2 either a general wage increase or mandatory employee furloughs.

3 (2) An agreement has been reached between the Central Washington
4 University and the Washington federation of state employees under the
5 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
6 includes any general wage increase and lump sum payment agreed upon
7 in the agreement between the governor and the Washington federation
8 of state employees for general government employees. Therefore, the
9 agreement includes and funding is provided for a general wage
10 increase of 3.25 percent for fiscal year 2023, and a lump sum payment
11 for employees who were employed continuously starting on or before
12 July 1, 2021, through June 30, 2022.

13 **Sec. 924.** 2021 c 334 s 933 (uncodified) is amended to read as
14 follows:

15 **COLLECTIVE BARGAINING AGREEMENT—CENTRAL WASHINGTON UNIVERSITY—PSE**

16 (1) An agreement has been reached between Central Washington
17 University and the public school employees under the provisions of
18 chapter 41.80 RCW for the 2021-2023 fiscal biennium. Funding is
19 provided to fund the agreement, which does not include either a
20 general wage increase or mandatory employee furloughs.

21 (2) An agreement has been reached between the Central Washington
22 University and the public school employees under the provisions of
23 chapter 41.80 RCW for fiscal year 2023. The agreement includes any
24 general wage increase and lump sum payment agreed upon in the
25 agreement between the governor and the Washington federation of state
26 employees. Therefore, funding is provided for a general wage increase
27 of 3.25 percent for fiscal year 2023, and a lump sum payment for
28 employees who were employed continuously starting on or before July
29 1, 2021, through June 30, 2022.

30 **Sec. 925.** 2021 c 334 s 934 (uncodified) is amended to read as
31 follows:

32 **COLLECTIVE BARGAINING AGREEMENT—THE EVERGREEN STATE COLLEGE—WFSE**

33 (1) An agreement has been reached between The Evergreen State
34 College and the Washington federation of state employees supervisory
35 and nonsupervisory units under the provisions of chapter 41.80 RCW
36 for the 2021-2023 fiscal biennium. Funding is provided to fund the
37 agreement, which does not include either a general wage increase or
38 mandatory employee furloughs.

1 (2) An agreement has been reached between The Evergreen State
2 College and the Washington federation of state employees under the
3 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
4 includes any general wage increase agreed upon in the agreement
5 between the governor and the Washington federation of state employees
6 for general government employees. Therefore, funding is provided for
7 a general wage increase of 3.25 percent for fiscal year 2023.

8 **Sec. 926.** 2021 c 334 s 935 (uncodified) is amended to read as
9 follows:

10 **COLLECTIVE BARGAINING AGREEMENT—WESTERN WASHINGTON UNIVERSITY—WFSE**

11 (1) An agreement has been reached between Western Washington
12 University and the Washington federation of state employees
13 bargaining units A, B, and E under the provisions of chapter 41.80
14 RCW for the 2021-2023 fiscal biennium. Funding is provided to fund
15 the agreement, which does not include either a general wage increase
16 or mandatory employee furloughs.

17 (2) An agreement has been reached between Western Washington
18 University and the Washington federation of state employees under the
19 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
20 includes any general wage increase and lump sum payment agreed upon
21 in the agreement between the governor and the Washington federation
22 of state employees for general government employees. Therefore,
23 funding is provided for a general wage increase of 3.25 percent for
24 fiscal year 2023, and a lump sum payment for employees who were
25 employed continuously starting on or before July 1, 2021, through
26 June 30, 2022.

27 **Sec. 927.** 2021 c 334 s 936 (uncodified) is amended to read as
28 follows:

29 **COLLECTIVE BARGAINING AGREEMENT—WESTERN WASHINGTON UNIVERSITY—PSE**

30 (1) An agreement has not been reached between Western Washington
31 University and the public school employees bargaining units D and PT
32 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal
33 biennium. Pursuant to RCW 41.80.010(6), funding is provided for
34 fiscal year 2022 to fund the terms of the 2019-2021 agreement and for
35 fiscal year 2023 to fund the terms according to law.

36 (2) An agreement has been reached between Western Washington
37 University and the public school employees bargaining units D and PT
38 under the provisions of chapter 41.80 RCW for fiscal year 2023. The

1 agreement includes any general wage increase and lump sum payment
2 agreed upon in the agreement between the governor and the Washington
3 federation of state employees for general government employees.
4 Therefore, funding is provided for a general wage increase of 3.25
5 percent for fiscal year 2023, and a lump sum payment for employees
6 who were employed continuously starting on or before July 1, 2021,
7 through June 30, 2022.

8 **Sec. 928.** 2021 c 334 s 940 (uncodified) is amended to read as
9 follows:

10 **COMPENSATION—REPRESENTED EMPLOYEES—HEALTH CARE COALITION—INSURANCE**
11 **BENEFITS**

12 An agreement was reached for the 2021-2023 biennium between the
13 governor and the health care coalition under the provisions of
14 chapter 41.80 RCW. Appropriations in this act for state agencies,
15 including institutions of higher education, are sufficient to
16 implement the provisions of the 2021-2023 collective bargaining
17 agreement, which maintains the provisions of the prior agreement,
18 other than provision of gift cards through the wellness program, and
19 are subject to the following conditions and limitations:

20 The monthly employer funding rate for insurance benefit premiums,
21 public employees' benefits board administration, and the uniform
22 medical plan, shall not exceed \$936 per eligible employee for fiscal
23 year 2022. For fiscal year 2023, the monthly employer funding rate
24 shall not exceed (~~(\$1,091)~~) \$1,184 per eligible employee.

25 The board shall collect a twenty-five dollar per month surcharge
26 payment from members who use tobacco products and a surcharge payment
27 of not less than fifty dollars per month from members who cover a
28 spouse or domestic partner where the spouse or domestic partner has
29 chosen not to enroll in another employer-based group health insurance
30 that has benefits and premiums with an actuarial value of not less
31 than ninety-five percent of the actuarial value of the public
32 employees' benefits board plan with the largest enrollment. The
33 surcharge payments shall be collected in addition to the member
34 premium payment if directed by the legislature.

35 **Sec. 929.** 2021 c 334 s 941 (uncodified) is amended to read as
36 follows:

37 **COMPENSATION—REPRESENTED EMPLOYEES OUTSIDE HEALTH CARE COALITION—**
38 **INSURANCE BENEFITS**

1 Appropriations for state agencies in this act are sufficient for
2 represented employees outside the coalition for health benefits, and
3 are subject to the following conditions and limitations: The monthly
4 employer funding rate for insurance benefit premiums, public
5 employees' benefits board administration, and the uniform medical
6 plan, may not exceed \$936 per eligible employee for fiscal year 2022.
7 For fiscal year 2023, the monthly employer funding rate may not
8 exceed (~~(\$1,091)~~) \$1,184 per eligible employee.

9 **Sec. 930.** 2021 c 334 s 942 (uncodified) is amended to read as
10 follows:

11 **COMPENSATION—SCHOOL EMPLOYEES—INSURANCE BENEFITS**

12 An agreement was reached for the 2021-2023 biennium between the
13 governor and the school employee coalition under the provisions of
14 chapters 41.56 and 41.59 RCW. Appropriations in this act for
15 allocations to school districts are sufficient to implement the
16 provisions of the 2021-2023 collective bargaining agreement, which
17 maintains the provisions of the prior agreement, and are subject to
18 the following conditions and limitations:

19 (1) The monthly employer funding rate for insurance benefit
20 premiums, school employees' benefits board administration, retiree
21 remittance, and the uniform medical plan, shall not exceed \$968 per
22 eligible employee in the 2021-22 school year. For the 2022-23 school
23 year, the monthly employer funding rate shall not exceed (~~(\$1,032)~~)
24 \$1,026 per eligible employee. Employers will contribute one hundred
25 percent of the retiree remittance defined in (~~section 943 of this~~
26 ~~act~~) section 931 of this act, which is included as part of the above
27 monthly employer funding rate. These rates are sufficient to cover
28 the cost to provide virtual access to behavioral health resources and
29 interventions and case management.

30 (2) For the purposes of distributing insurance benefits,
31 certificated staff units as determined in section 504 of this act
32 will be multiplied by 1.02 and classified staff units as determined
33 in section 504 of this act will be multiplied by 1.43.

34 (3) Except as provided by the parties' health care agreement, in
35 order to achieve the level of funding provided for health benefits,
36 the school employees' benefits board shall require any or all of the
37 following: Employee premium copayments, increases in point-of-service
38 cost sharing, the implementation of managed competition, or other
39 changes to benefits consistent with RCW 41.05.740. The board shall

1 collect a twenty-five dollar per month surcharge payment from members
2 who use tobacco products and a surcharge payment of not less than
3 fifty dollars per month from members who cover a spouse or domestic
4 partner where the spouse or domestic partner has chosen not to enroll
5 in another employer-based group health insurance that has benefits
6 and premiums with an actuarial value of not less than ninety-five
7 percent of the actuarial value of the public employees' benefits
8 board plan with the largest enrollment. The surcharge payments shall
9 be collected in addition to the member premium payment if directed by
10 the legislature.

11 (4) The health care authority shall deposit any moneys received
12 on behalf of the school employees' medical plan as a result of
13 rebates on prescription drugs, audits of hospitals, subrogation
14 payments, or any other moneys recovered as a result of prior uniform
15 medical plan claims payments, into the school employees' and
16 retirees' insurance account to be used for insurance benefits. Such
17 receipts may not be used for administrative expenditures.

18 **Sec. 931.** 2021 c 334 s 943 (uncodified) is amended to read as
19 follows:

20 **COMPENSATION—NONREPRESENTED EMPLOYEES—INSURANCE BENEFITS**

21 Appropriations for state agencies in this act are sufficient for
22 nonrepresented state employee health benefits for state agencies,
23 including institutions of higher education, and are subject to the
24 following conditions and limitations:

25 (1) The employer monthly funding rate for insurance benefit
26 premiums, public employees' benefits board administration, and the
27 uniform medical plan, shall not exceed \$936 per eligible employee for
28 fiscal year 2022. For fiscal year 2023, the monthly employer funding
29 rate shall not exceed (~~(\$1,091)~~) \$1,184 per eligible employee. These
30 rates assume the use of plan surplus from the 2019-2021 fiscal
31 biennium in fiscal year 2022.

32 (2) The health care authority, subject to the approval of the
33 public employees' benefits board, shall provide subsidies for health
34 benefit premiums to eligible retired or disabled public employees and
35 school district employees who are eligible for medicare, pursuant to
36 RCW 41.05.085. For calendar years 2022 and 2023, the subsidy shall be
37 up to \$183 per month. Funds from reserves accumulated for future
38 adverse claims experience, from past favorable claims experience, or

1 otherwise, may not be used to increase this retiree subsidy beyond
2 what is authorized by the legislature in this subsection.

3 (3) School districts and educational service districts shall
4 remit to the health care authority for deposit into the public
5 employees' and retirees' insurance account established in RCW
6 41.05.120 the following amounts:

7 (a) For each full-time employee, \$72.08 per month beginning
8 September 1, 2021, and (~~(\$80.04)~~) \$74.52 beginning September 1, 2022;

9 (b) For each part-time employee, who at the time of the
10 remittance is employed in an eligible position as defined in RCW
11 41.32.010 or 41.40.010 and is eligible for employer fringe benefit
12 contributions for basic benefits, \$72.08 each month beginning
13 September 1, 2021, and (~~(\$80.04)~~) \$74.52 beginning September 1, 2022,
14 prorated by the proportion of employer fringe benefit contributions
15 for a full-time employee that the part-time employee receives. The
16 remittance requirements specified in this subsection do not apply to
17 employees of a technical college, school district, or educational
18 service district who purchase insurance benefits through contracts
19 with the health care authority.

20 NEW SECTION. **Sec. 932.** A new section is added to 2021 c 334
21 (uncodified) to read as follows:

22 **INITIATIVE 732 COST-OF-LIVING INCREASES**

23 Part 6 of this act includes funding for a cost of living
24 adjustment for state employees pursuant to Initiative Measure No. 732
25 for a total increase of 4.743 percent, effective July 1, 2022.

26 NEW SECTION. **Sec. 933.** A new section is added to 2021 c 334
27 (uncodified) to read as follows:

28 **GENERAL WAGE INCREASES**

29 (1) Appropriations for state agency employee compensation in this
30 act are sufficient to provide general wage increases to state agency
31 employees and employees of institutions of higher education, who are
32 not represented or who bargain under statutory authority other than
33 chapter 41.80 or 47.64 RCW or RCW 41.56.473 or 41.56.475.

34 (2) Funding is provided for a 3.25 percent salary increase
35 effective July 1, 2022, for all classified employees as specified in
36 subsection (1) of this section, employees in the Washington
37 management service, and exempt employees under the jurisdiction of
38 the office of financial management. The appropriations are also

1 sufficient to fund a 3.25 percent salary increase effective July 1,
2 2022, for executive, legislative, and judicial branch employees
3 exempt from merit system rules whose maximum salaries are not set by
4 the commission on salaries of elected officials.

5 **Sec. 934.** 2021 c 334 s 945 (uncodified) is amended to read as
6 follows:

7 **COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—WFSE LANGUAGE**
8 **ACCESS PROVIDERS**

9 (1) An agreement has been reached between the governor and the
10 Washington federation of state employees for the language access
11 providers under the provisions of chapter 41.56 RCW for the 2021-2023
12 fiscal biennium. Funding is provided for an in-person interpreting
13 rate increase of \$0.12 per hour for each of fiscal year 2022 and
14 fiscal year 2023. In addition, other terms of the agreement that are
15 funded include a continuation of the social service mileage premium.

16 (2) An agreement has been reached between the governor and the
17 Washington federation of state employees for the language access
18 providers under the provisions of chapter 41.56 RCW for fiscal year
19 2023. The agreement includes and funding is provided for an hourly
20 rate increase of \$1.04 for fiscal year 2023.

21 **Sec. 935.** 2021 c 334 s 946 (uncodified) is amended to read as
22 follows:

23 **COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—SEIU LOCAL 775**
24 **HOME CARE WORKERS**

25 (1) An agreement has been reached between the governor and the
26 service employees international union local 775 through an interest
27 arbitration award under the provisions of chapter 74.39A RCW and
28 41.56 RCW for the 2021-2023 fiscal biennium. Funding is provided for
29 the arbitration award that includes increases to wages and benefits
30 and certain improvements in the second year of the agreement. Wages
31 are increased approximately 3 percent over the biennium. Health care
32 contributions are increased 5 percent each year of the agreement.
33 Beginning July 1, 2022, individual providers will receive credit on
34 the wage scale for verifiable hours worked for a related home care
35 agency and time and one-half pay for hours worked on two holidays
36 (Independence Day and New Year's Eve).

37 (2) An agreement has been reached between the governor and the
38 service employees international union local 775 under the provisions

1 of chapter 74.39A RCW and chapter 41.56 RCW for fiscal year 2023. The
2 agreement includes and funding is provided for an increase to the
3 base rate for fiscal year 2023.

4 **Sec. 936.** 2021 c 334 s 947 (uncodified) is amended to read as
5 follows:

6 **COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—SEIU LOCAL 925**
7 **CHILDCARE WORKERS**

8 (1) An agreement has been reached between the governor and the
9 service employees international union local 925 under the provisions
10 of chapter 41.56 RCW for the 2021-2023 fiscal biennium. Funding is
11 provided for an increase in the hourly rate of care provided by
12 family, friends, and neighbor providers (FFNs) in fiscal year 2023
13 from \$2.65 to \$3.00. The agreement maintains the current subsidy
14 rates for licensed providers for fiscal year 2022 and includes an
15 agreement to bargain over possible adjustments to rates for fiscal
16 year 2023. In addition, the agreement includes and funding is
17 provided to increase the rate paid to providers who reach level 3.5
18 of the state's early achievers quality rating system by 2 percent,
19 bringing the rate to 15 percent above the base subsidy rate. Lastly,
20 the agreement includes and funding is provided to increase the
21 nonstandard hour care rate from \$80.00 to \$90.00 per child per month.

22 (2) An agreement has been reached between the governor and the
23 service employees international union local 925 under the provisions
24 of chapter 41.56 RCW for fiscal year 2023. The agreement includes and
25 funding is provided for a cost of care rate enhancement for fiscal
26 year 2023.

27 **Sec. 937.** 2021 c 334 s 948 (uncodified) is amended to read as
28 follows:

29 **COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—ADULT FAMILY**
30 **HOME COUNCIL**

31 (1) An agreement has been reached between the governor and the
32 adult family home council under the provisions of chapter 41.56 RCW
33 for the 2021-2023 fiscal biennium. Funding is provided for a 3
34 percent increase to the wages and administrative component of the
35 base daily rate adult family home providers receive for CARE
36 classifications A through D beginning July 1, 2021, and a 3 percent
37 increase in E classifications beginning July 1, 2022. The agreement
38 also includes and funds are provided for a one-time, 3 percent

1 increase to the health care and mandatory training components of the
2 rates beginning July 1, 2021.

3 (2) An agreement has been reached between the governor and the
4 adult family home council under the provisions of chapter 41.56 RCW
5 for fiscal year 2023. The agreement includes and funding is provided
6 for an increase to the base rate and increase in the training
7 contribution for fiscal year 2023.

8 NEW SECTION. Sec. 938. A new section is added to 2021 c 334
9 (uncodified) to read as follows:

10 **COMPENSATION—PENSION CONTRIBUTIONS**

11 Appropriations to state agencies include funding for an increase
12 in pension contribution rates for several state pension systems as
13 provided in this section.

14 (1) An increase of 0.14 percent is funded for state employer
15 contributions to the public employees' retirement system, the public
16 safety employees' retirement systems, and the school employees'
17 retirement system. An increase of 0.27 percent for employer
18 contributions to the teachers' retirement system is funded. These
19 increases are provided for the purpose of a one-time, ongoing pension
20 increase for retirees in the public employees' retirement system plan
21 1 and teachers' retirement system plan 1, as provided in Substitute
22 Senate Bill No. 5676 (providing a benefit increase to certain
23 retirees of the public employees' retirement system plan 1 and the
24 teachers' retirement system plan 1). If the bill is not enacted by
25 June 30, 2022, this subsection shall lapse.

26 (2) An increase of 0.13 percent is funded for state employer
27 contributions to the Washington state patrol retirement system. These
28 increases are provided for the purpose of expanding no-cost
29 interruptive military service credit to individuals that were issued
30 an expeditionary medal, as provided in Senate Bill No. 5726 (military
31 service credit). If the bill is not enacted by June 30, 2022, this
32 subsection shall lapse.

33 (3) An increase of 0.10 percent is funded for state employer
34 contributions to the public safety employees' retirement system.
35 These increases are provided for the cost to provide an enhanced
36 disability benefit to members of this system who experience a
37 qualifying catastrophic disability on the job, as provided in Senate
38 Bill No. 5748 (PSERS disability benefits). If the bill is not enacted
39 by June 30, 2022, this subsection shall lapse.

1 NEW SECTION. **Sec. 939.** A new section is added to 2021 c 334
2 (uncodified) to read as follows:

3 The Washington state missing and murdered indigenous women and
4 people task force is established.

5 (1) The task force is composed of members as provided in this
6 subsection.

7 (a) The president of the senate shall appoint one member from
8 each of the two largest caucuses of the senate.

9 (b) The speaker of the house of representatives shall appoint one
10 member from each of the two largest caucuses of the house of
11 representatives.

12 (c) The governor's office of Indian affairs shall appoint five
13 representatives from federally recognized Indian tribes in Washington
14 state.

15 (d) The president of the senate and the speaker of the house of
16 representatives jointly shall appoint the following:

17 (i) One member representing the Seattle Indian health board;

18 (ii) One member representing the NATIVE project;

19 (iii) One member representing Northwest Portland area Indian
20 health board;

21 (iv) One member representing the American Indian health
22 commission;

23 (v) Two indigenous women or family members of indigenous women
24 that have experienced gender-based violence;

25 (vi) One member representing the governor's office of Indian
26 affairs;

27 (vii) The chief of the Washington state patrol or his or her
28 representative;

29 (viii) One member representing the Washington state office of the
30 attorney general;

31 (ix) One member representing the Washington association of
32 sheriffs and police chiefs;

33 (x) One member representing the Washington state association of
34 counties;

35 (xi) One member representing the association of Washington
36 cities;

37 (xii) One member representing the Washington association of
38 prosecuting attorneys; and

39 (xiii) One representative of the Washington association of
40 criminal defense lawyers.

1 (e) Where feasible, the task force may invite and consult with:
2 (i) An agent representing the federal bureau of investigation;
3 (ii) An agent representing the office of the United States
4 attorneys;
5 (iii) Federally recognized tribes located in a state adjacent to
6 Washington state; and
7 (iv) Any experts or professionals involved and having expertise
8 in the topic of missing and murdered indigenous women and people.
9 (2) The legislative members shall convene the initial meeting of
10 the task force no later than the end of 2021 and thereafter convene:
11 (a) A minimum of two subsequent meetings annually. The membership
12 shall select the task force's cochairs, which must include one
13 legislator and one nonlegislative member; and
14 (b) One summit annually with the state agencies involved with the
15 task force under subsection (1) of this section, federally recognized
16 Indian tribes in Washington state, federally recognized tribes
17 located in a state adjacent to Washington state, and urban Indian
18 organizations.
19 (3) The task force shall review the laws and policies relating to
20 missing and murdered American Indian and Alaska Native people. The
21 task force shall review current policies and develop recommendations
22 for the purpose of:
23 (a) Assessing systemic causes behind gender-based violence
24 including patterns and underlying historical, social and economic,
25 institutional, and cultural factors which may contribute to
26 disproportionately high levels of gender-based violence that occur
27 against American Indian and Alaska Native people and ways to improve
28 cross-border coordination between law enforcement and federally
29 recognized tribes that share a state border with Washington state;
30 (b) Assessing data tracking and reporting practices relating to
31 gender-based violence against American Indian and Alaska Native
32 people in Washington state;
33 (c) Making recommendations and best practices for improving:
34 (i) The collection and reporting of data by tribal, local, and
35 state law enforcement agencies to more effectively understand and
36 address issues of gender-based violence facing American Indian and
37 Alaska Native people; and
38 (ii) Jurisdictional and data sharing issues on tribal reservation
39 land and urban areas that impact gender-based violence against
40 American Indian and Alaska Native people;

1 (d) Reviewing prosecutorial trends and practices relating to
2 crimes of gender-based violence against American Indian and Alaska
3 Native people in Washington state;

4 (e) Identifying barriers to providing more state resources in
5 tracking gender-based violence against American Indian and Alaska
6 Native people and reducing the incidences of gender-based violence;

7 (f) Assessing and identifying state resources to support programs
8 and services for survivors, families of survivors, and tribal and
9 urban Indian service providers working with American Indian and
10 Alaska Native people that have experienced gender-based violence; and

11 (g) Identifying and making recommendations for increasing state
12 resources for trainings on culturally attuned best practices for
13 working with American Indian and Alaska Native communities for
14 tribal, local, and state law enforcement personnel in Washington
15 state.

16 (4) The task force, with the assistance of the Washington state
17 office of the attorney general, must consult with federally
18 recognized tribes in Washington state and in states bordering
19 Washington state, and engage with urban Indian organizations to
20 submit a status report including any initial findings,
21 recommendations, and progress updates to the governor and the
22 appropriate committees of the legislature by August 1, 2022, and a
23 final report by June 1, 2023.

24 (5)(a) The office of the attorney general administers and
25 provides staff support to the task force, organizes the summit, and
26 oversees the development of the two task force reports. The office of
27 the attorney general may contract for the summit.

28 (b) The Washington state office of the attorney general may, when
29 deemed necessary by the task force, retain consultants to provide
30 data analysis, research, recommendations, and other services to the
31 task force for the purposes provided in subsection (3) of this
32 section.

33 (c) The Washington state office of the attorney general may share
34 and exchange information received or created on behalf of the task
35 force with other states, federally recognized Indian tribes, urban
36 Indian organizations, and other national groups working on missing
37 and murdered indigenous women and people issues.

38 (6) Legislative members of the task force are reimbursed for
39 travel expenses in accordance with RCW 44.04.120. Nonlegislative
40 members are not entitled to be reimbursed for travel expenses if they

1 are elected officials or are participating on behalf of an employer,
2 governmental entity, or other organization. Any reimbursement for
3 other nonlegislative members is subject to chapter 43.03 RCW.

4 (7) To ensure that the task force has diverse and inclusive
5 representation of those affected by its work, task force members
6 whose participation in the task force may be hampered by financial
7 hardship may apply for a stipend in an amount not to exceed \$100 for
8 each day during which the member attends an official meeting of the
9 task force or performs statutorily prescribed duties approved by the
10 office of the attorney general. A person shall not receive
11 compensation for a day of service under this section if the person:

12 (a) Occupies a position, normally regarded as full-time in
13 nature, in any agency of the federal government, Washington state
14 government, or Washington state local government; and

15 (b) Receives any compensation from such government for working
16 that day. The office of the attorney general, by staffing the task
17 force, is authorized to assess eligibility for the stipend as limited
18 by available financial resources.

19 NEW SECTION. **Sec. 940.** A new section is added to 2021 c 334
20 (uncodified) to read as follows:

21 (1)(a) A joint select legislative task force on the future of the
22 Washington fish and wildlife commission is established, with members
23 as provided in this subsection.

24 (i) The president of the senate shall appoint two members from
25 each of the two largest caucuses of the senate.

26 (ii) The speaker of the house of representatives shall appoint
27 two members from each of the two largest caucuses of the house of
28 representatives.

29 (iii) The governor shall appoint two members representing the
30 governor's office.

31 (b) The task force shall choose its cochairs from among its
32 legislative membership. The legislative membership shall convene the
33 initial meeting of the task force.

34 (2) The task force shall study and provide recommendations on how
35 the commission can be changed to better manage and reflect the needs
36 of the state.

37 (3) Staff support for the task force must be provided by the
38 senate committee services and the house of representatives office of
39 program research.

1 (4) Legislative members of the task force are reimbursed for
2 travel expenses in accordance with RCW 44.04.120. Nonlegislative
3 members are not entitled to be reimbursed for travel expenses if they
4 are elected officials or are participating on behalf of an employer,
5 governmental entity, or other organization. Any reimbursement for
6 other nonlegislative members is subject to chapter 43.03 RCW.

7 (5) The expenses of the task force must be paid jointly by the
8 senate and the house of representatives. Task force expenditures are
9 subject to approval by the senate facilities and operations committee
10 and the house of representatives executive rules committee, or their
11 successor committees.

12 (6) The task force shall report its findings and recommendations
13 to the governor and the appropriate committees of the legislature by
14 December 1, 2022.

15 NEW SECTION. **Sec. 941.** A new section is added to 2021 c 334
16 (uncodified) to read as follows:

17 (1) The health care authority must establish a psilocybin
18 services wellness and opportunity work group as provided in this
19 section.

20 (2) The director of the authority, or the director's designee,
21 must chair the work group. The authority must appoint members to the
22 work group including but not limited to the following:

23 (a) The secretary of the department of health or the secretary's
24 designee;

25 (b) The director of the liquor and cannabis board or the
26 director's designee;

27 (c) The director of the department of agriculture or the
28 director's designee;

29 (d) A military veteran, or representative of an organization that
30 advocates on behalf of military veterans, with knowledge of
31 psilocybin;

32 (e) Up to two recognized indigenous practitioners with knowledge
33 of the use of psilocybin or other psychedelic compounds in their
34 communities;

35 (f) An individual with expertise in disability rights advocacy;

36 (g) A member of the nursing profession with knowledge of
37 psilocybin;

38 (h) A psychologist with knowledge of psilocybin;

1 (i) A mental health counselor, marriage and family therapist, or
2 social worker with knowledge of psilocybin;

3 (j) A physician with knowledge of psilocybin;

4 (k) A health researcher with expertise in health equity;

5 (l) A representative of the cannabis industry with knowledge of
6 regulation of cannabis businesses in Washington;

7 (m) An advocate from the LGBTQIA community with knowledge of the
8 experience of behavioral health issues within that community;

9 (n) A member of the psychedelic medicine alliance of Washington;
10 and

11 (o) Up to two members with lived experience of utilizing
12 psilocybin.

13 (3) The chair must convene the first meeting of the work group no
14 later than June 30, 2022. The work group must provide a preliminary
15 brief report to the governor and appropriate committees of the
16 legislature by December 1, 2022, focusing on subsection (4)(a), (b),
17 and (c) of this section, and a final report by December 1, 2023. The
18 work group may form subcommittees and adopt procedures necessary to
19 facilitate its work.

20 (4) The duties of the work group shall include, but not be
21 limited to, the following activities:

22 (a) Review the Oregon health authority's proposed rules for the
23 regulation of psilocybin and assess the impact the adoption of
24 substantially similar laws and rules or Senate Bill No. 5660 would
25 have in Washington state, and identify specific areas where a
26 different approach may be necessary or desirable;

27 (b) Review systems and procedures established by the liquor and
28 cannabis board to monitor manufacturing, testing, and tracking of
29 cannabis to determine suitability and adaptations required for use
30 with psilocybin if Washington adopts legislation substantially
31 similar to the Oregon psilocybin services act or Senate Bill No.
32 5660;

33 (c) Review the social opportunity program proposed in Senate Bill
34 No. 5660 for the purpose of recommending improvements or enhancements
35 to promote equitable access to a potential legal psilocybin industry
36 within an operable administrative framework;

37 (d) Assess functional requirements of Senate Bill No. 5660 that
38 would exceed the expertise and capacity of the department of health
39 and identify opportunities for development or collaboration with
40 other state agencies and entities to meet the requirements; and

1 (e) Discuss options to integrate licensed behavioral health
2 professionals into the practice of psilocybin therapy under the
3 framework of Senate Bill No. 5660 where appropriate.

4 (5) The department of health, liquor and cannabis board, and
5 department of agriculture must provide subject matter expertise and
6 support to work group and subcommittee meetings. For the department
7 of health, subject matter expertise includes knowledge and experience
8 with rule making and the regulation of health professionals and
9 health facilities.

10 (6) Meetings of the psilocybin services wellness and opportunity
11 work group shall be open to the public.

12 (7) Members participating on behalf of an employer, governmental
13 entity, or other organization are not entitled to be reimbursed for
14 travel expenses if they are elected officials or are participating on
15 behalf of an employer, governmental entity, or other organization.
16 Any reimbursement for other nonlegislative members is subject to
17 chapter 43.03 RCW.

18 NEW SECTION. **Sec. 942.** A new section is added to chapter 43.79
19 RCW to read as follows:

20 The strategic enterprise resource planning technology account is
21 created in the state treasury. Revenues to the account shall consist
22 of appropriations and transfers by the legislature and all other
23 funding directed for deposit into the account. Moneys in the account
24 may be spent only after appropriation. Expenditures from the account
25 are for costs related to information technology projects. Moneys in
26 the account may be used only for information technology projects
27 projected to cost more than \$250 million from initiation of the
28 project through its implementation date and excludes maintenance and
29 operations costs to be incurred after implementation.

30 NEW SECTION. **Sec. 943.** A new section is added to chapter 43.79
31 RCW to read as follows:

32 (1) The community reinvestment account is created in the state
33 treasury. All receipts from legislative appropriations must be
34 deposited into the account. Moneys in the account may be spent only
35 after appropriation.

36 (2) Expenditures from the account may be used by the department
37 of commerce for:

1 (a) Economic development, which includes addressing wealth
2 disparities to promote asset building such as home ownership and
3 expanding access to financial resources including, but not limited
4 to, grants and loans for small businesses and entrepreneurs,
5 financial literacy training, and other small business training and
6 support activities;

7 (b) Civil and criminal legal assistance to provide postconviction
8 relief and case assistance, including the expungement of criminal
9 records and vacation of criminal convictions;

10 (c) Community-based violence intervention and prevention
11 services, which may include after-school programs focused on
12 providing education and mentorship to youths; and

13 (d) Reentry services to facilitate successful transitions for
14 persons formerly incarcerated in an adult correctional facility or
15 juvenile residential facility in Washington.

16 (3) The distribution of the grants under this section must be
17 done in collaboration with the governor's office of Indian affairs
18 and "by and for community organizations" as defined by the department
19 of commerce and the office of equity.

20 **Sec. 944.** RCW 28C.04.525 and 1995 1st sp.s. c 7 s 2 are each
21 amended to read as follows:

22 The Washington award for vocational excellence program is
23 established. The purposes of this annual program are to:

24 (1) Maximize public awareness of the achievements, leadership
25 ability, and community contributions of the students enrolled in
26 occupational training programs in high schools, community colleges,
27 and technical colleges;

28 (2) Emphasize the dignity of work in our society;

29 (3) Instill respect for those who become skilled in crafts and
30 technology;

31 (4) Recognize the value of vocational education and its
32 contribution to the economy of this state;

33 (5) Foster business, labor, and community involvement in
34 vocational-technical training programs and in this award program; and

35 (6) Recognize the outstanding achievements of up to three
36 vocational or technical students, at least two of whom should be
37 graduating high school students, in each legislative district. For
38 the 2021-22 school year, recognize the outstanding achievements of
39 vocational or technical students throughout the state. Students who

1 have completed at least one year of a vocational-technical program in
2 a community college or public technical college may also be
3 recognized.

4 **Sec. 945.** RCW 41.60.050 and 2021 c 334 s 967 are each amended to
5 read as follows:

6 The legislature shall appropriate from the personnel service fund
7 for the payment of administrative costs of the productivity board.
8 However, during the 2015-2017, 2017-2019, and 2019-2021(~~(, and~~
9 ~~2021-2023))~~) fiscal biennia, the operations of the productivity board
10 shall be suspended.

11 **Sec. 946.** RCW 43.31.605 and 2021 c 115 s 5 are each amended to
12 read as follows:

13 (1)(a) Subject to the availability of funds for this purpose, the
14 landlord mitigation program is created and administered by the
15 department. The department shall have such rule-making authority as
16 the department deems necessary to administer the program.

17 (b) The following types of claims related to landlord mitigation
18 for renting private market rental units to low-income tenants using a
19 housing subsidy program are eligible for reimbursement from the
20 landlord mitigation program account:

21 (i) Up to one thousand dollars for improvements identified in RCW
22 59.18.255(1)(a). In order to be eligible for reimbursement under this
23 subsection (1)(b)(i), the landlord must pay for the first five
24 hundred dollars for improvements, and rent to the tenant whose
25 housing subsidy program was conditioned on the real property passing
26 inspection. Reimbursement under this subsection (1)(b)(i) may also
27 include up to fourteen days of lost rental income from the date of
28 offer of housing to the applicant whose housing subsidy program was
29 conditioned on the real property passing inspection until move in by
30 that applicant;

31 (ii) Reimbursement for damages as reflected in a judgment
32 obtained against the tenant through either an unlawful detainer
33 proceeding, or through a civil action in a court of competent
34 jurisdiction after a hearing;

35 (iii) Reimbursement for damages established pursuant to
36 subsection (2) of this section; and

37 (iv) Reimbursement for unpaid rent and unpaid utilities, provided
38 that the landlord can evidence it to the department's satisfaction.

1 (c) Claims related to landlord mitigation for an unpaid judgment
2 for rent, unpaid judgments resulting from the tenant's failure to
3 comply with an installment payment agreement identified in RCW
4 59.18.610, late fees, attorneys' fees, and costs after a court order
5 pursuant to RCW 59.18.410(3), including any unpaid portion of the
6 judgment after the tenant defaults on the payment plan pursuant to
7 RCW 59.18.410(3)(c), are eligible for reimbursement from the landlord
8 mitigation program account and are exempt from any postjudgment
9 interest required under RCW 4.56.110. Any claim for reimbursement
10 made pursuant to RCW 59.18.410(3)(e)(ii) must be accompanied by a
11 court order staying the writ of restitution pursuant to RCW
12 59.18.410(3). Any claim for reimbursement under this subsection
13 (1)(c) is not an entitlement.

14 (i) The department shall provide for a form on its website for
15 tenants and landlords to apply for reimbursement funds for the
16 landlord pursuant to this subsection (1)(c).

17 (ii) The form must include: (A) Space for the landlord and tenant
18 to provide names, mailing addresses, phone numbers, date of birth for
19 the tenant, and any other identifying information necessary for the
20 department to process payment; (B) the landlord's statewide vendor
21 identification number and how to obtain one; (C) name and address to
22 whom payment must be made; (D) the amount of the judgment with
23 instructions to include any other supporting documentation the
24 department may need to process payment; (E) instructions for how the
25 tenant is to reimburse the department under (c)(iii) of this
26 subsection; (F) a description of the consequences if the tenant does
27 not reimburse the department as provided in this subsection (1)(c);
28 (G) a signature line for the landlord and tenant to confirm that they
29 have read and understood the contents of the form and program; and
30 (H) any other information necessary for the operation of the program.
31 If the tenant has not signed the form after the landlord has made
32 good faith efforts to obtain the tenant's signature, the landlord may
33 solely submit the form but must attest to the amount of money owed
34 and sign the form under penalty of perjury.

35 (iii) When a landlord has been reimbursed pursuant to this
36 subsection (1)(c), the tenant for whom payment was made shall
37 reimburse the department by depositing the amount disbursed from the
38 landlord mitigation program account into the court registry of the
39 superior court in which the judgment was entered. The tenant or other
40 interested party may seek an ex parte order of the court under the

1 unlawful detainer action to order such funds to be disbursed by the
2 court. Upon entry of the order, the court clerk shall disburse the
3 funds and include a case number with any payment issued to the
4 department. If directed by the court, a clerk shall issue any
5 payments made by a tenant to the department without further court
6 order.

7 (iv) The department may deny an application made by a tenant who
8 has failed to reimburse the department for prior payments issued
9 pursuant to this subsection (1)(c).

10 (v) With any disbursement from the account to the landlord, the
11 department shall notify the tenant at the address provided within the
12 application that a disbursement has been made to the landlord on the
13 tenant's behalf and that failure to reimburse the account for the
14 payment through the court registry may result in a denial of a future
15 application to the account pursuant to this subsection (1)(c). The
16 department may include any other additional information about how to
17 reimburse the account it deems necessary to fully inform the tenant.

18 (vi) The department's duties with respect to obtaining
19 reimbursement from the tenant to the account are limited to those
20 specified within this subsection (1)(c).

21 (vii) If at any time funds do not exist in the landlord
22 mitigation program account to reimburse claims submitted under this
23 subsection (1)(c), the department must create and maintain a waitlist
24 and distribute funds in the order the claims are received pursuant to
25 subsection (6) of this section. Payment of any claims on the waitlist
26 shall be made only from the landlord mitigation program account. The
27 department shall not be civilly or criminally liable and may not have
28 any penalty or cause of action of any nature arise against it
29 regarding the provision or lack of provision of funds for
30 reimbursement.

31 (d)(i) Claims related to landlord mitigation for:

32 (A) Up to \$15,000 in unpaid rent that accrued between March 1,
33 2020, and six months following the expiration of the eviction
34 moratorium and the tenant being low-income, limited resourced or
35 experiencing hardship, voluntarily vacated or abandoned the tenancy;
36 or

37 (B) Up to \$15,000 in remaining unpaid rent if a tenant defaults
38 on a repayment plan entered into under RCW 59.18.630 are eligible for
39 reimbursement from the landlord mitigation program account subject to

1 the program requirements under this section, provided the tenancy has
2 not been terminated at the time of reimbursement.

3 (ii) A landlord is ineligible for reimbursement under this
4 subsection (1)(d) where the tenant vacated the tenancy because of an
5 unlawful detainer action under RCW 59.12.030(3).

6 (iii) A landlord in receipt of reimbursement from the program
7 pursuant to this subsection (1)(d) is prohibited from:

8 (A) Taking legal action against the tenant for damages or any
9 remaining unpaid rent accrued between March 1, 2020, and six months
10 following the expiration of the eviction moratorium attributable to
11 the same tenancy; or

12 (B) Pursuing collection, or authorizing another entity to pursue
13 collection on the landlord's behalf, of a judgment against the tenant
14 for damages or any remaining unpaid rent accrued between March 1,
15 2020, and six months following the expiration of the eviction
16 moratorium attributable to the same tenancy.

17 (2) In order for a claim under subsection (1)(b)(iii) of this
18 section to be eligible for reimbursement from the landlord mitigation
19 program account, a landlord must:

20 (a) Have ensured that the rental property was inspected at the
21 commencement of the tenancy by both the tenant and the landlord or
22 landlord's agent and that a detailed written move-in property
23 inspection report, as required in RCW 59.18.260, was prepared and
24 signed by both the tenant and the landlord or landlord's agent;

25 (b) Make repairs and then apply for reimbursement to the
26 department;

27 (c) Submit a claim on a form to be determined by the department,
28 signed under penalty of perjury; and

29 (d) Submit to the department copies of the move-in property
30 inspection report specified in (a) of this subsection and supporting
31 materials including, but not limited to, before repair and after
32 repair photographs, videos, copies of repair receipts for labor and
33 materials, and such other documentation or information as the
34 department may request.

35 (3) The department shall make reasonable efforts to review a
36 claim within ten business days from the date it received properly
37 submitted and complete claims to the satisfaction of the department.
38 In reviewing a claim pursuant to subsection (1)(b) of this section,
39 and determining eligibility for reimbursement, the department must
40 receive documentation, acceptable to the department in its sole

1 discretion, that the claim involves a private market rental unit
2 rented to a low-income tenant who is using a housing subsidy program.

3 (4) Claims pursuant to subsection (1)(b) of this section related
4 to a tenancy must total at least five hundred dollars in order for a
5 claim to be eligible for reimbursement from the program. While claims
6 or damages may exceed five thousand dollars, total reimbursement from
7 the program may not exceed five thousand dollars per tenancy. For the
8 2021-2023 fiscal biennium, while claims or damages may exceed
9 \$15,000, total reimbursement from the program may not exceed \$15,000
10 per tenancy.

11 (5) Damages, beyond wear and tear, that are eligible for
12 reimbursement include, but are not limited to: Interior wall gouges
13 and holes; damage to doors and cabinets, including hardware; carpet
14 stains or burns; cracked tiles or hard surfaces; broken windows;
15 damage to household fixtures such as disposal, toilet, sink, sink
16 handle, ceiling fan, and lighting. Other property damages beyond
17 normal wear and tear may also be eligible for reimbursement at the
18 department's discretion.

19 (6) All reimbursements for eligible claims shall be made on a
20 first-come, first-served basis, to the extent of available funds. The
21 department shall use best efforts to notify the tenant of the amount
22 and the reasons for any reimbursements made.

23 (7) The department, in its sole discretion, may inspect the
24 property and the landlord's records related to a claim, including the
25 use of a third-party inspector as needed to investigate fraud, to
26 assist in making its claim review and determination of eligibility.

27 (8) A landlord in receipt of reimbursement from the program
28 pursuant to subsection (1)(b) of this section is prohibited from:

29 (a) Taking legal action against the tenant for damages
30 attributable to the same tenancy; or

31 (b) Pursuing collection, or authorizing another entity to pursue
32 collection on the landlord's behalf, of a judgment against the tenant
33 for damages attributable to the same tenancy.

34 (9) A landlord denied reimbursement under subsection (1)(b)(iii)
35 of this section may seek to obtain a judgment from a court of
36 competent jurisdiction and, if successful, may resubmit a claim for
37 damages supported by the judgment, along with a certified copy of the
38 judgment. The department may reimburse the landlord for that portion
39 of such judgment that is based on damages reimbursable under the

1 landlord mitigation program, subject to the limitations set forth in
2 this section.

3 (10) Determinations regarding reimbursements shall be made by the
4 department in its sole discretion.

5 (11) The department must establish a website that advertises the
6 landlord mitigation program, the availability of reimbursement from
7 the landlord mitigation program account, and maintains or links to
8 the agency rules and policies established pursuant to this section.

9 (12) Neither the state, the department, or persons acting on
10 behalf of the department, while acting within the scope of their
11 employment or agency, is liable to any person for any loss, damage,
12 harm, or other consequence resulting directly or indirectly from the
13 department's administration of the landlord mitigation program or
14 determinations under this section.

15 (13)(a) A report to the appropriate committees of the legislature
16 on the effectiveness of the program and recommended modifications
17 shall be submitted to the governor and the appropriate committees of
18 the legislature by January 1, 2021. In preparing the report, the
19 department shall convene and solicit input from a group of
20 stakeholders to include representatives of large multifamily housing
21 property owners or managers, small rental housing owners in both
22 rural and urban markets, a representative of tenant advocates, and a
23 representative of the housing authorities.

24 (b) The report shall include discussion of the effectiveness of
25 the program as well as the department's recommendations to improve
26 the program, and shall include the following:

27 (i) The number of total claims and total amount reimbursed to
28 landlords by the fund;

29 (ii) Any indices of fraud identified by the department;

30 (iii) Any reports by the department regarding inspections
31 authorized by and conducted on behalf of the department;

32 (iv) An outline of the process to obtain reimbursement for
33 improvements and for damages from the fund;

34 (v) An outline of the process to obtain reimbursement for lost
35 rent due to the rental inspection and tenant screening process,
36 together with the total amount reimbursed for such damages;

37 (vi) An evaluation of the feasibility for expanding the use of
38 the mitigation fund to provide up to ninety-day no interest loans to
39 landlords who have not received timely rental payments from a housing
40 authority that is administering section 8 rental assistance;

1 (vii) Any other modifications and recommendations made by
2 stakeholders to improve the effectiveness and applicability of the
3 program.

4 (14) As used in this section:

5 (a) "Housing subsidy program" means a housing voucher as
6 established under 42 U.S.C. Sec. 1437 as of January 1, 2018, or other
7 housing subsidy program including, but not limited to, valid short-
8 term or long-term federal, state, or local government, private
9 nonprofit, or other assistance program in which the tenant's rent is
10 paid either partially by the program and partially by the tenant, or
11 completely by the program directly to the landlord;

12 (b) "Low-income" means income that does not exceed eighty percent
13 of the median income for the standard metropolitan statistical area
14 in which the private market rental unit is located; and

15 (c) "Private market rental unit" means any unit available for
16 rent that is owned by an individual, corporation, limited liability
17 company, nonprofit housing provider, or other entity structure, but
18 does not include housing acquired, or constructed by a public housing
19 agency under 42 U.S.C. Sec. 1437 as it existed on January 1, 2018.

20 **Sec. 947.** RCW 43.41.450 and 2017 3rd sp.s. c 1 s 968 are each
21 amended to read as follows:

22 The office of financial management central service account is
23 created in the state treasury. The account is to be used by the
24 office as a revolving fund for the payment of salaries, wages, and
25 other costs required for the operation and maintenance of statewide
26 budgeting, accounting, forecasting, and functions and activities in
27 the office. All receipts from agency fees and charges for services
28 collected from public agencies must be deposited into the account.
29 The director shall fix the terms and charges to agencies based on
30 each agency's share of the office statewide cost allocation plan for
31 federal funds. Moneys in the account may be spent only after
32 appropriation. During the 2017-2019 and 2021-2023 fiscal (~~(biennium)~~)
33 biennia, the account may be used as a revolving fund for the payment
34 of salaries, wages, and other costs related to policy activities in
35 the office. The legislature intends to continue the use of the
36 revolving fund for policy activities during the 2019-2021 biennium.

37 **Sec. 948.** RCW 43.43.837 and 2021 c 203 s 2 are each amended to
38 read as follows:

1 (1) Except as provided in subsection (2) of this section, in
2 order to determine the character, competence, and suitability of any
3 applicant or service provider to have unsupervised access, the
4 secretary of the department of social and health services and the
5 secretary of the department of children, youth, and families may
6 require a fingerprint-based background check through both the
7 Washington state patrol and the federal bureau of investigation at
8 any time, but shall require a fingerprint-based background check when
9 the applicant or service provider has resided in the state less than
10 three consecutive years before application, and:

11 (a) Is an applicant or service provider providing services to
12 children or people with developmental disabilities under RCW
13 74.15.030;

14 (b) Is an individual sixteen years of age or older who: (i) Is
15 not under the placement and care authority of the department of
16 children, youth, and families; and (ii) resides in an applicant or
17 service provider's home, facility, entity, agency, or business or who
18 is authorized by the department of children, youth, and families to
19 provide services to children under RCW 74.15.030;

20 (c) Is an individual who is authorized by the department of
21 social and health services to provide services to people with
22 developmental disabilities under RCW 74.15.030; or

23 (d) Is an applicant or service provider providing in-home
24 services funded by:

25 (i) Medicaid personal care under RCW 74.09.520;

26 (ii) Community options program entry system waiver services under
27 RCW 74.39A.030;

28 (iii) Chore services under RCW 74.39A.110; or

29 (iv) Other home and community long-term care programs,
30 established pursuant to chapters 74.39 and 74.39A RCW, administered
31 by the department of social and health services.

32 (2) Long-term care workers, as defined in RCW 74.39A.009, who are
33 hired after January 7, 2012, are subject to background checks under
34 RCW 74.39A.056.

35 (3) To satisfy the shared background check requirements provided
36 for in RCW 43.216.270 and 43.20A.710, the department of children,
37 youth, and families and the department of social and health services
38 shall share federal fingerprint-based background check results as
39 permitted under the law. The purpose of this provision is to allow
40 both departments to fulfill their joint background check

1 responsibility of checking any individual who may have unsupervised
2 access to vulnerable adults, children, or juveniles. Neither
3 department may share the federal background check results with any
4 other state agency or person.

5 (4) The secretary of the department of children, youth, and
6 families shall require a fingerprint-based background check through
7 the Washington state patrol identification and criminal history
8 section and the federal bureau of investigation when the department
9 seeks to approve an applicant or service provider for a foster or
10 adoptive placement of children in accordance with federal and state
11 law. Fees charged by the Washington state patrol and the federal
12 bureau of investigation for fingerprint-based background checks shall
13 be paid by the department of children, youth, and families for
14 applicant and service providers providing foster care as required in
15 RCW 74.15.030.

16 (5) Any secure facility operated by the department of social and
17 health services or the department of children, youth, and families
18 under chapter 71.09 RCW shall require applicants and service
19 providers to undergo a fingerprint-based background check through the
20 Washington state patrol identification and criminal history section
21 and the federal bureau of investigation.

22 (6) Service providers and service provider applicants, except for
23 those long-term care workers exempted in subsection (2) of this
24 section, who are required to complete a fingerprint-based background
25 check may be hired for a one hundred twenty-day provisional period as
26 allowed under law or program rules when:

27 (a) A fingerprint-based background check is pending; and

28 (b) The applicant or service provider is not disqualified based
29 on the immediate result of the background check.

30 (7) Fees charged by the Washington state patrol and the federal
31 bureau of investigation for fingerprint-based background checks shall
32 be paid by the applicable department for applicants or service
33 providers providing:

34 (a) Services to people with a developmental disability under RCW
35 74.15.030;

36 (b) In-home services funded by medicaid personal care under RCW
37 74.09.520;

38 (c) Community options program entry system waiver services under
39 RCW 74.39A.030;

40 (d) Chore services under RCW 74.39A.110;

1 (e) Services under other home and community long-term care
2 programs, established pursuant to chapters 74.39 and 74.39A RCW,
3 administered by the department of social and health services or the
4 department of children, youth, and families; (~~and~~)

5 (f) Services in, or to residents of, a secure facility under RCW
6 71.09.115; and

7 (g) For fiscal year 2023, applicants for child care and early
8 learning services to children under RCW 43.216.270.

9 (8) Service providers licensed under RCW 74.15.030 must pay fees
10 charged by the Washington state patrol and the federal bureau of
11 investigation for conducting fingerprint-based background checks.

12 (9) Department of children, youth, and families service providers
13 licensed under RCW 74.15.030 may not pass on the cost of the
14 background check fees to their applicants unless the individual is
15 determined to be disqualified due to the background information.

16 (10) The department of social and health services and the
17 department of children, youth, and families shall develop rules
18 identifying the financial responsibility of service providers,
19 applicants, and the department for paying the fees charged by law
20 enforcement to roll, print, or scan fingerprints-based for the
21 purpose of a Washington state patrol or federal bureau of
22 investigation fingerprint-based background check.

23 (11) For purposes of this section, unless the context plainly
24 indicates otherwise:

25 (a) "Applicant" means a current or prospective department of
26 social and health services, department of children, youth, and
27 families, or service provider employee, volunteer, student, intern,
28 researcher, contractor, or any other individual who will or may have
29 unsupervised access because of the nature of the work or services he
30 or she provides. "Applicant" includes but is not limited to any
31 individual who will or may have unsupervised access and is:

32 (i) Applying for a license or certification from the department
33 of social and health services or the department of children, youth,
34 and families;

35 (ii) Seeking a contract with the department of social and health
36 services, the department of children, youth, and families, or a
37 service provider;

38 (iii) Applying for employment, promotion, reallocation, or
39 transfer;

1 (iv) An individual that a department of social and health
2 services or department of children, youth, and families client or
3 guardian of a department of social and health services or department
4 of children, youth, and families client chooses to hire or engage to
5 provide services to himself or herself or another vulnerable adult,
6 juvenile, or child and who might be eligible to receive payment from
7 the department of social and health services or the department of
8 children, youth, and families for services rendered; or

9 (v) A department of social and health services or department of
10 children, youth, and families applicant who will or may work in a
11 department-covered position.

12 (b) "Authorized" means the department of social and health
13 services or the department of children, youth, and families grants an
14 applicant, home, or facility permission to:

15 (i) Conduct licensing, certification, or contracting activities;

16 (ii) Have unsupervised access to vulnerable adults, juveniles,
17 and children;

18 (iii) Receive payments from a department of social and health
19 services or department of children, youth, and families program; or

20 (iv) Work or serve in a department of social and health services
21 or department of children, youth, and families-covered position.

22 (c) "Secretary" means the secretary of the department of social
23 and health services.

24 (d) "Secure facility" has the meaning provided in RCW 71.09.020.

25 (e) "Service provider" means entities, facilities, agencies,
26 businesses, or individuals who are licensed, certified, authorized,
27 or regulated by, receive payment from, or have contracts or
28 agreements with the department of social and health services or the
29 department of children, youth, and families to provide services to
30 vulnerable adults, juveniles, or children. "Service provider"
31 includes individuals whom a department of social and health services
32 or department of children, youth, and families client or guardian of
33 a department of social and health services or department of children,
34 youth, and families client may choose to hire or engage to provide
35 services to himself or herself or another vulnerable adult, juvenile,
36 or child and who might be eligible to receive payment from the
37 department of social and health services or the department of
38 children, youth, and families for services rendered.

1 **Sec. 949.** RCW 43.79.505 and 2019 c 251 s 9 are each amended to
2 read as follows:

3 The judicial stabilization trust account is created within the
4 state treasury, subject to appropriation. All receipts from the
5 surcharges authorized by RCW 3.62.060(2), 12.40.020, 36.18.018(4),
6 and 36.18.020(5) shall be deposited in this account. Moneys in the
7 account may be spent only after appropriation.

8 Expenditures from the account may be used only for the support of
9 judicial branch agencies and, for the 2021-2023 fiscal biennium, for
10 expenditures to address state and local costs related to the *State v.*
11 *Blake* decision.

12 **Sec. 950.** RCW 43.83B.430 and 2020 c 168 s 6 are each amended to
13 read as follows:

14 The state drought preparedness and response account is created in
15 the state treasury. All receipts from appropriated funds designated
16 for the account and all cost recovery revenues collected under RCW
17 43.83B.410(5) must be deposited into the account. Expenditures from
18 the account may be used for drought preparedness and response
19 activities under this chapter, including grants issued under RCW
20 43.83B.415. During the 2021-2023 fiscal biennium, moneys in the
21 account may be used for water banking pilot projects. Moneys in the
22 account may be spent only after appropriation.

23 **Sec. 951.** RCW 43.101.435 and 2019 c 415 s 971 are each amended
24 to read as follows:

25 The Washington internet crimes against children account is
26 created in the custody of the state treasurer. All receipts from
27 legislative appropriations, donations, gifts, grants, and funds from
28 federal or private sources must be deposited into the account.
29 Expenditures from the account must be used exclusively by the
30 Washington internet crimes against children task force and its
31 affiliate agencies for combating internet-facilitated crimes against
32 children, promoting education on internet safety to the public and to
33 minors, and rescuing child victims from abuse and exploitation. Only
34 the criminal justice training commission or the commission's designee
35 may authorize expenditures from the account. The account is subject
36 to allotment procedures under chapter 43.88 RCW, but an appropriation
37 is not required for expenditures. The commission may enter into
38 agreements with the Washington association of sheriffs and police

1 chiefs to administer grants and other activities funded by the
2 account and be paid an administrative fee not to exceed three percent
3 of expenditures. During the 2019-2021 and 2021-2023 fiscal
4 (~~biennium~~) biennia, moneys in the account may be used by the
5 Washington state patrol for activities related to the missing and
6 exploited children task force.

7 **Sec. 952.** RCW 43.216.1368 and 2021 c 199 s 201 are each amended
8 to read as follows:

9 (1) It is the intent of the legislature to increase working
10 families' access to affordable, high quality child care and to
11 support the expansion of the workforce to support businesses and the
12 statewide economy.

13 (2) Beginning October 1, 2021, a family is eligible for working
14 connections child care when the household's annual income is at or
15 below 60 percent of the state median income adjusted for family size
16 and:

17 (a) The child receiving care is: (i) Less than 13 years of age;
18 or (ii) less than 19 years of age and has a verified special need
19 according to department rule or is under court supervision; and

20 (b) The household meets all other program eligibility
21 requirements.

22 (3) Beginning July 1, 2025, a family is eligible for working
23 connections child care when the household's annual income is above 60
24 percent and at or below 75 percent of the state median income
25 adjusted for family size and:

26 (a) The child receiving care is: (i) Less than 13 years of age;
27 or (ii) less than 19 years of age and has a verified special need
28 according to department rule or is under court supervision; and

29 (b) The household meets all other program eligibility
30 requirements.

31 (4) Beginning July 1, 2027, and subject to the availability of
32 amounts appropriated for this specific purpose, a family is eligible
33 for working connections child care when the household's annual income
34 is above 75 percent of the state median income and is at or below 85
35 percent of the state median income adjusted for family size and:

36 (a) The child receiving care is: (i) Less than 13 years of age;
37 or (ii) less than 19 years of age and has a verified special need
38 according to department rule or is under court supervision; and

1 (b) The household meets all other program eligibility
2 requirements.

3 (5) (a) Beginning ((July)) October 1, 2021, through June 30, 2023,
4 the department must calculate a monthly copayment according to the
5 following schedule:

If the household's income is:	Then the household's maximum monthly copayment is:
At or below 20 percent of the state median income	Waived to the extent allowable under federal law; otherwise, a maximum of \$15
Above 20 percent and at or below 36 percent of the state median income	\$65
Above 36 percent and at or below 50 percent of the state median income	\$115 until December 31, 2021, and \$90 beginning January 1, 2022
Above 50 percent and at or below 60 percent of the state median income	\$115

15 (b) Beginning July 1, 2023, the department must calculate a
16 monthly copayment according to the following schedule:

If the household's income is:	Then the household's maximum monthly copayment is:
At or below 20 percent of the state median income	Waived to the extent allowable under federal law; otherwise, a maximum of \$15
Above 20 percent and at or below 36 percent of the state median income	\$65
Above 36 percent and at or below 50 percent of the state median income	\$90
Above 50 percent and at or below 60 percent of the state median income	\$165

26 (c) Beginning July 1, 2025, the department must calculate a
27 maximum monthly copayment of \$215 for households with incomes above
28 60 percent and at or below 75 percent of the state median income.

29 (d) Subject to the availability of amounts appropriated for this
30 specific purpose, the department shall adopt a copayment model for
31 households with annual incomes above 75 percent of the state median
32 income and at or below 85 percent of the state median income. The
33 model must calculate a copayment for each household that is no
34 greater than seven percent of the household's countable income within
35 this income range.

1 (e) The department may adjust the copayment schedule to comply
2 with federal law.

3 (6) The department must adopt rules to implement this section,
4 including an income phase-out eligibility period.

5 **Sec. 953.** RCW 43.216.270 and 2020 c 270 s 9 are each amended to
6 read as follows:

7 (1)(a) In determining whether an individual is of appropriate
8 character, suitability, and competence to provide child care and
9 early learning services to children, the department may consider the
10 history of past involvement of child protective services or law
11 enforcement agencies with the individual for the purpose of
12 establishing a pattern of conduct, behavior, or inaction with regard
13 to the health, safety, or welfare of a child. No report of child
14 abuse or neglect that has been destroyed or expunged under RCW
15 26.44.031 may be used for such purposes. No unfounded or inconclusive
16 allegation of child abuse or neglect as defined in RCW 26.44.020 may
17 be disclosed to a provider licensed under this chapter.

18 (b) The department may not deny or delay a license to provide
19 child care and early learning services under this chapter to an
20 individual solely because of a founded finding of physical abuse or
21 negligent treatment or maltreatment involving the individual revealed
22 in the background check process or solely because the individual's
23 child was found by a court to be dependent as a result of a finding
24 that the individual abused or neglected their child pursuant to RCW
25 13.34.030(6)(b) when that founded finding or court finding is
26 accompanied by a certificate of parental improvement as defined in
27 chapter 74.13 RCW related to the same incident.

28 (2) In order to determine the suitability of individuals newly
29 applying for an agency license, new licensees, their new employees,
30 and other persons who newly have unsupervised access to children in
31 child care, shall be fingerprinted.

32 (a) The fingerprints shall be forwarded to the Washington state
33 patrol and federal bureau of investigation for a criminal history
34 record check.

35 (b)(i) All individuals applying for first-time agency licenses,
36 all new employees, and other persons who have not been previously
37 qualified by the department to have unsupervised access to children
38 in child care must be fingerprinted and obtain a criminal history
39 record check pursuant to this section.

1 (ii) (~~Persons~~) Except during fiscal year 2023, persons required
2 to be fingerprinted and obtain a criminal history record check
3 pursuant to this section must pay for the cost of this check as
4 follows: The fee established by the Washington state patrol for the
5 criminal background history check, including the cost of obtaining
6 the fingerprints; and a fee paid to the department for the cost of
7 administering the individual-based/portable background check
8 clearance registry. The fee paid to the department must be deposited
9 into the individual-based/portable background check clearance account
10 established in RCW 43.216.273. The licensee may, but need not, pay
11 these costs on behalf of a prospective employee or reimburse the
12 prospective employee for these costs. The licensee and the
13 prospective employee may share these costs.

14 (c) The secretary shall use the fingerprint criminal history
15 record check information solely for the purpose of determining
16 eligibility for a license and for determining the character,
17 suitability, and competence of those persons or agencies, excluding
18 parents, not required to be licensed who are authorized to care for
19 children.

20 (d) Criminal justice agencies shall provide the secretary such
21 information as they may have and that the secretary may require for
22 such purpose.

23 (e) No later than July 1, 2013, all agency licensees holding
24 licenses prior to July 1, 2012, persons who were employees before
25 July 1, 2012, and persons who have been qualified by the department
26 before July 1, 2012, to have unsupervised access to children in child
27 care, must submit a new background application to the department. The
28 department must require persons submitting a new background
29 application pursuant to this subsection (2)(e) to pay a fee to the
30 department for the cost of administering the individual-based/
31 portable background check clearance registry. This fee must be paid
32 into the individual-based/portable background check clearance account
33 established in RCW 43.216.273. The licensee may, but need not, pay
34 these costs on behalf of a prospective employee or reimburse the
35 prospective employee for these costs. The licensee and the
36 prospective employee may share these costs.

37 (f) The department shall issue a background check clearance card
38 or certificate to the applicant if after the completion of a
39 background check the department concludes the applicant is qualified
40 for unsupervised access to children in child care. The background

1 check clearance card or certificate is valid for three years from the
2 date of issuance. A valid card or certificate must be accepted by a
3 potential employer as proof that the applicant has successfully
4 completed a background check as required under this chapter. For
5 purposes of renewal of the background clearance card or certificate,
6 all agency licensees holding a license, persons who are employees,
7 and persons who have been previously qualified by the department,
8 must submit a new background application to the department on a date
9 to be determined by the department. ((The)) Except during fiscal year
10 2023, fee requirements applicable to this section also apply to
11 background clearance renewal applications.

12 (g) The original applicant for an agency license, licensees,
13 their employees, and other persons who have unsupervised access to
14 children in child care shall submit a new background check
15 application to the department, on a form and by a date as determined
16 by the department.

17 (h) The payment requirements applicable to (a) through (g) of
18 this subsection do not apply to persons who:

19 (i) Provide regularly scheduled care for a child or children in
20 the home of the provider or in the home of the child or children for
21 periods of less than twenty-four hours or, if necessary due to the
22 nature of the parent's work, for periods equal to or greater than
23 twenty-four hours;

24 (ii) Receive child care subsidies; and

25 (iii) Are exempt from licensing under this chapter.

26 (i) The applicant and agency shall maintain on-site for
27 inspection a copy of the background check clearance card or
28 certificate.

29 (j) Individuals who have been issued a background check clearance
30 card or certificate shall report nonconviction and conviction
31 information to the department within twenty-four hours of the event
32 constituting the nonconviction or conviction information.

33 (k) The department shall investigate and conduct a
34 redetermination of an applicant's or licensee's background clearance
35 if the department receives a complaint or information from
36 individuals, a law enforcement agency, or other federal, state, or
37 local government agency. Subject to the requirements contained in RCW
38 43.216.325 and 43.216.327 and based on a determination that an
39 individual lacks the appropriate character, suitability, or
40 competence to provide child care or early learning services to

1 children, the department may: (i) Invalidate the background card or
2 certificate; or (ii) suspend, modify, or revoke any license
3 authorized by this chapter.

4 (3) To satisfy the shared background check requirements of the
5 department of children, youth, and families, the office of the
6 superintendent of public instruction, and the department of social
7 and health services, each department shall share federal fingerprint-
8 based background check results as permitted under the law. The
9 purpose of this provision is to allow these departments to fulfill
10 their joint background check responsibility of checking any
11 individual who may have unsupervised access to vulnerable adults,
12 children, or juveniles. These departments may not share the federal
13 background check results with any other state agency or person.

14 (4) Individuals who have completed a fingerprint background check
15 as required by the office of the superintendent of public
16 instruction, consistent with RCW 28A.400.303, and have been
17 continuously employed by the same school district or educational
18 service district, can meet the requirements in subsection (2) of this
19 section by providing a true and accurate copy of their Washington
20 state patrol and federal bureau of investigation background check
21 report results to the department or if the school district or the
22 educational service district provides an affidavit to the department
23 that the individual has been authorized to work by the school
24 district or educational service district after completing a record
25 check consistent with RCW 28A.400.303. The department may require
26 that additional background checks be completed that do not require
27 additional fingerprinting and, except during fiscal year 2023, may
28 charge a fee for these additional background checks.

29 **Sec. 954.** RCW 43.348.080 and 2019 c 445 s 403 are each amended
30 to read as follows:

31 (1) The Andy Hill cancer research endowment fund match transfer
32 account is created in the custody of the state treasury to be used
33 solely and exclusively for the program created in RCW 43.348.040.
34 Moneys in the account may be spent only after appropriation. The
35 purpose of the account is to provide matching funds for the fund and
36 administrative costs. Expenditures to fund or reimburse the program
37 administrator are not subject to the requirements of subsection (4)
38 of this section.

1 (2) The legislature must appropriate a state match, up to a
2 maximum of ten million dollars annually, beginning July 1, 2016, and
3 each July 1st following the end of the fiscal year from tax
4 collections and penalties generated from enforcement of state taxes
5 on cigarettes and other tobacco products by the state liquor and
6 cannabis board or other federal, state or local law or tax
7 enforcement agency, as determined by the department of revenue. Tax
8 collections include any cigarette tax, other tobacco product tax, and
9 retail sales and use tax. Any amounts deposited into this account
10 from the tax imposed under RCW 82.25.010 in excess of the cap
11 provided in this subsection must be deposited into the foundational
12 public health services account created in RCW 82.25.015.

13 (3) Revenues to the account must consist of deposits into the
14 account, taxes imposed on vapor products under RCW 82.25.010,
15 legislative appropriations, and any gifts, grants, or donations
16 received by the department for this purpose.

17 (4) Each fiscal biennium, the legislature must appropriate to the
18 department of commerce such amounts as estimated to be the balance of
19 the account to provide state matching funds.

20 (5) Expenditures, in the form of matching funds, from the account
21 may be made only upon receipt of proof from the program administrator
22 of nonstate or private contributions to the fund for the program.
23 Expenditures, in the form of matching funds, may not exceed the total
24 amount of nonstate or private contributions.

25 (6) The department must enter into an appropriate agreement with
26 the program administrator to demonstrate exchange of consideration
27 for the matching funds.

28 (7) Moneys expended into the account in fiscal year 2023 pursuant
29 to section 707 of this act are not subject to the requirements of
30 subsections (5) and (6) of this section.

31 **Sec. 955.** RCW 50A.10.030 and 2019 c 13 s 21 are each amended to
32 read as follows:

33 (1)(a) Beginning January 1, 2019, the department shall assess for
34 each individual in employment with an employer and for each
35 individual electing coverage a premium based on the amount of the
36 individual's wages subject to subsection (4) of this section.

37 (b) The premium rate for family leave benefits shall be equal to
38 one-third of the total premium rate.

1 (c) The premium rate for medical leave benefits shall be equal to
2 two-thirds of the total premium rate.

3 (2) For calendar year 2022 and thereafter, the commissioner shall
4 determine the percentage of paid claims related to family leave
5 benefits and the percentage of paid claims related to medical leave
6 benefits and adjust the premium rates set in subsection (1)(b) and
7 (c) of this section by the proportional share of paid claims.

8 (3)(a) Beginning January 1, 2019, and ending December 31, 2020,
9 the total premium rate shall be four-tenths of one percent of the
10 individual's wages subject to subsection (4) of this section.

11 (b) For family leave premiums, an employer may deduct from the
12 wages of each employee up to the full amount of the premium required.

13 (c) For medical leave premiums, an employer may deduct from the
14 wages of each employee up to forty-five percent of the full amount of
15 the premium required.

16 (d) An employer may elect to pay all or any portion of the
17 employee's share of the premium for family leave or medical leave
18 benefits, or both.

19 (4) The commissioner must annually set a maximum limit on the
20 amount of wages that is subject to a premium assessment under this
21 section that is equal to the maximum wages subject to taxation for
22 social security as determined by the social security administration.

23 (5)(a) Employers with fewer than fifty employees employed in the
24 state are not required to pay the employer portion of premiums for
25 family and medical leave.

26 (b) If an employer with fewer than fifty employees elects to pay
27 the premiums, the employer is then eligible for assistance under RCW
28 50A.24.010.

29 (6) For calendar year 2021 and thereafter, the total premium rate
30 shall be based on the family and medical leave insurance account
31 balance ratio as of September 30th of the previous year. The
32 commissioner shall calculate the account balance ratio by dividing
33 the balance of the family and medical leave insurance account by
34 total covered wages paid by employers and those electing coverage.
35 The division shall be carried to the fourth decimal place with the
36 remaining fraction disregarded unless it amounts to five hundred-
37 thousandths or more, in which case the fourth decimal place shall be
38 rounded to the next higher digit. If the account balance ratio is:

39 (a) Zero to nine hundredths of one percent, the premium is six
40 tenths of one percent of the individual's wages;

1 (b) One tenth of one percent to nineteen hundredths of one
2 percent, the premium is five tenths of one percent of the
3 individual's wages;

4 (c) Two tenths of one percent to twenty-nine hundredths of one
5 percent, the premium is four tenths of one percent of the
6 individual's wages;

7 (d) Three tenths of one percent to thirty-nine hundredths of one
8 percent, the premium is three tenths of one percent of the
9 individual's wages;

10 (e) Four tenths of one percent to forty-nine hundredths of one
11 percent, the premium is two tenths of one percent of the individual's
12 wages; or

13 (f) Five tenths of one percent or greater, the premium is one
14 tenth of one percent of the individual's wages.

15 (7) Beginning January 1, 2021, if the account balance ratio
16 calculated in subsection (6) of this section is below five hundredths
17 of one percent, the commissioner must assess a solvency surcharge at
18 the lowest rate necessary to provide revenue to pay for the
19 administrative and benefit costs of family and medical leave, for the
20 calendar year, as determined by the commissioner. The solvency
21 surcharge shall be at least one-tenth of one percent and no more than
22 six-tenths of one percent and be added to the total premium rate for
23 family and medical leave benefits. Any projected expenditures of
24 general fund moneys into the family and medical leave insurance
25 account pursuant to section 715 of this act must be excluded from the
26 commissioner's determination of the necessary revenue to pay the
27 administrative and benefit costs of family and medical leave for the
28 calendar year.

29 (8) (a) The employer must collect from the employees the premiums
30 and any surcharges provided under this section through payroll
31 deductions and remit the amounts collected to the department.

32 (b) In collecting employee premiums through payroll deductions,
33 the employer shall act as the agent of the employees and shall remit
34 the amounts to the department as required by this title.

35 (c) On September 30th of each year, the department shall average
36 the number of employees reported by an employer over the last four
37 completed calendar quarters to determine the size of the employer for
38 the next calendar year for the purposes of this section and RCW
39 50A.24.010.

1 (9) Premiums shall be collected in the manner and at such
2 intervals as provided in this title and directed by the department.

3 (10) Premiums collected under this section are placed in trust
4 for the employees and employers that the program is intended to
5 assist.

6 (11) A city, code city, town, county, or political subdivision
7 may not enact a charter, ordinance, regulation, rule, or resolution:

8 (a) Creating a paid family or medical leave insurance program
9 that alters or amends the requirements of this title for any private
10 employer;

11 (b) Providing for local enforcement of the provisions of this
12 title; or

13 (c) Requiring private employers to supplement duration of leave
14 or amount of wage replacement benefits provided under this title.

15 **Sec. 956.** RCW 70A.200.140 and 2021 c 334 s 987 are each amended
16 to read as follows:

17 (1) There is hereby created an account within the state treasury
18 to be known as the waste reduction, recycling, and litter control
19 account. Moneys in the account may be spent only after appropriation.
20 Expenditures from the waste reduction, recycling, and litter control
21 account shall be used as follows:

22 (a) Forty percent to the department of ecology, primarily for use
23 by the departments of ecology, natural resources, revenue,
24 transportation, and corrections, and the parks and recreation
25 commission, for litter collection programs under RCW 70A.200.170. The
26 amount to the department of ecology shall also be used for a central
27 coordination function for litter control efforts statewide; to
28 support employment of youth in litter cleanup as intended in RCW
29 70A.200.020, and for litter pick up using other authorized agencies;
30 and for statewide public awareness programs under RCW 70A.200.150(7).
31 The amount to the department shall also be used to defray the costs
32 of administering the funding, coordination, and oversight of local
33 government programs for waste reduction, litter control, recycling,
34 and composting so that local governments can apply one hundred
35 percent of their funding to achieving program goals. The amount to
36 the department of revenue shall be used to enforce compliance with
37 the litter tax imposed in chapter 82.19 RCW;

38 (b) (i) Twenty percent to the department for local government
39 funding programs for waste reduction, litter control, recycling

1 activities, and composting activities by cities and counties under
2 RCW 70A.200.190, to be administered by the department of ecology;
3 (ii) any unspent funds under (b)(i) of this subsection may be used to
4 create and pay for a matching fund competitive grant program to be
5 used by local governments for the development and implementation of
6 contamination reduction and outreach plans for inclusion in
7 comprehensive solid waste management plans or by local governments
8 and nonprofit organizations for local or statewide education programs
9 designed to help the public with litter control, waste reduction,
10 recycling, and composting of primarily the products taxed under
11 chapter 82.19 RCW. Recipients under this subsection include programs
12 to reduce wasted food and food waste that are designed to achieve the
13 goals established in RCW 70A.205.715(1) and that are consistent with
14 the plan developed in RCW 70A.205.715(3). Grants must adhere to the
15 following requirements: (A) No grant may exceed sixty thousand
16 dollars; (B) grant recipients shall match the grant funding allocated
17 by the department by an amount equal to twenty-five percent of
18 eligible expenses. A local government's share of these costs may be
19 met by cash or contributed services; (C) the obligation of the
20 department to make grant payments is contingent upon the availability
21 of the amount of money appropriated for this subsection (1)(b); and
22 (D) grants are managed under the guidelines for existing grant
23 programs; and

24 (c) Forty percent to the department of ecology to: (i) Implement
25 activities under RCW 70A.200.150 for waste reduction, recycling, and
26 composting efforts; (ii) provide technical assistance to local
27 governments and commercial businesses to increase recycling markets
28 and recycling and composting programs primarily for the products
29 taxed under chapter 82.19 RCW designed to educate citizens about
30 waste reduction, litter control, and recyclable and compostable
31 products and programs; (iii) increase access to waste reduction,
32 composting, and recycling programs, particularly for food packaging
33 and plastic bags and appropriate composting techniques; and (iv) for
34 programs to reduce wasted food and food waste that are designed to
35 achieve the goals established in RCW 70A.205.715(1) and that are
36 consistent with the plan developed in RCW 70A.205.715(3).

37 (2) All taxes imposed in RCW 82.19.010 and fines and bail
38 forfeitures collected or received pursuant to this chapter shall be
39 deposited in the waste reduction, recycling, and litter control

1 account and used for the programs under subsection (1) of this
2 section.

3 (3) Not less than five percent and no more than ten percent of
4 the amount appropriated into the waste reduction, recycling, and
5 litter control account every biennium shall be reserved for capital
6 needs, including the purchase of vehicles for transporting crews and
7 for collecting litter and solid waste. Capital funds shall be
8 distributed among state agencies and local governments according to
9 the same criteria provided in RCW 70A.200.170 for the remainder of
10 the funds, so that the most effective waste reduction, litter
11 control, recycling, and composting programs receive the most funding.
12 The intent of this subsection is to provide funds for the purchase of
13 equipment that will enable the department to account for the greatest
14 return on investment in terms of reaching a zero litter goal.

15 (4) Funds in the waste reduction, recycling, and litter control
16 account, collected under chapter 82.19 RCW, must be prioritized for
17 the products identified under RCW 82.19.020 solely for the purposes
18 of recycling, composting, and litter collection, reduction, and
19 control programs.

20 (5) During the 2021-2023 fiscal biennium, Washington State
21 University may use funds in the waste reduction, recycling, and
22 litter control account, collected under chapter 82.19 RCW, to conduct
23 an organic waste study.

24 (6) During the 2021-2023 fiscal biennium, and as an exception to
25 the distribution of expenditures otherwise required in this section,
26 the department of ecology may use funds in the waste reduction,
27 recycling, and litter control account to continue a series of food
28 waste reduction campaigns and to continue to invest in litter
29 prevention campaigns.

30 **Sec. 957.** RCW 74.46.561 and 2021 c 334 s 993 are each amended to
31 read as follows:

32 (1) The legislature adopts a new system for establishing nursing
33 home payment rates beginning July 1, 2016. Any payments to nursing
34 homes for services provided after June 30, 2016, must be based on the
35 new system. The new system must be designed in such a manner as to
36 decrease administrative complexity associated with the payment
37 methodology, reward nursing homes providing care for high acuity
38 residents, incentivize quality care for residents of nursing homes,
39 and establish minimum staffing standards for direct care.

1 (2) The new system must be based primarily on industry-wide
2 costs, and have three main components: Direct care, indirect care,
3 and capital.

4 (3) The direct care component must include the direct care and
5 therapy care components of the previous system, along with food,
6 laundry, and dietary services. Direct care must be paid at a fixed
7 rate, based on one hundred percent or greater of statewide case mix
8 neutral median costs, but for fiscal year 2023 shall be capped so
9 that a nursing home provider's direct care rate does not exceed one
10 hundred thirty percent of its base year's direct care allowable costs
11 except if the provider is below the minimum staffing standard
12 established in RCW 74.42.360(2). The legislature intends to remove
13 the cap on direct care rates by June 30, 2027. Direct care must be
14 performance-adjusted for acuity every six months, using case mix
15 principles. Direct care must be regionally adjusted using countywide
16 wage index information available through the United States department
17 of labor's bureau of labor statistics. There is no minimum occupancy
18 for direct care. The direct care component rate allocations
19 calculated in accordance with this section must be adjusted to the
20 extent necessary to comply with RCW 74.46.421.

21 (4) The indirect care component must include the elements of
22 administrative expenses, maintenance costs, and housekeeping services
23 from the previous system. A minimum occupancy assumption of ninety
24 percent must be applied to indirect care, except during fiscal year
25 2023 when the minimum occupancy assumption must be 80 percent.
26 Indirect care must be paid at a fixed rate, based on ninety percent
27 or greater of statewide median costs. The indirect care component
28 rate allocations calculated in accordance with this section must be
29 adjusted to the extent necessary to comply with RCW 74.46.421.

30 (5) The capital component must use a fair market rental system to
31 set a price per bed. The capital component must be adjusted for the
32 age of the facility, and must use a minimum occupancy assumption of
33 ninety percent.

34 (a) Beginning July 1, 2016, the fair rental rate allocation for
35 each facility must be determined by multiplying the allowable nursing
36 home square footage in (c) of this subsection by the RSMMeans rental
37 rate in (d) of this subsection and by the number of licensed beds
38 yielding the gross unadjusted building value. An equipment allowance
39 of ten percent must be added to the unadjusted building value. The
40 sum of the unadjusted building value and equipment allowance must

1 then be reduced by the average age of the facility as determined by
2 (e) of this subsection using a depreciation rate of one and one-half
3 percent. The depreciated building and equipment plus land valued at
4 ten percent of the gross unadjusted building value before
5 depreciation must then be multiplied by the rental rate at seven and
6 one-half percent to yield an allowable fair rental value for the
7 land, building, and equipment.

8 (b) The fair rental value determined in (a) of this subsection
9 must be divided by the greater of the actual total facility census
10 from the prior full calendar year or imputed census based on the
11 number of licensed beds at ninety percent occupancy.

12 (c) For the rate year beginning July 1, 2016, all facilities must
13 be reimbursed using four hundred square feet. For the rate year
14 beginning July 1, 2017, allowable nursing facility square footage
15 must be determined using the total nursing facility square footage as
16 reported on the medicaid cost reports submitted to the department in
17 compliance with this chapter. The maximum allowable square feet per
18 bed may not exceed four hundred fifty.

19 (d) Each facility must be paid at eighty-three percent or greater
20 of the median nursing facility RSMeans construction index value per
21 square foot. The department may use updated RSMeans construction
22 index information when more recent square footage data becomes
23 available. The statewide value per square foot must be indexed based
24 on facility zip code by multiplying the statewide value per square
25 foot times the appropriate zip code based index. For the purpose of
26 implementing this section, the value per square foot effective July
27 1, 2016, must be set so that the weighted average fair rental value
28 rate is not less than ten dollars and eighty cents per patient day.
29 The capital component rate allocations calculated in accordance with
30 this section must be adjusted to the extent necessary to comply with
31 RCW 74.46.421.

32 (e) The average age is the actual facility age reduced for
33 significant renovations. Significant renovations are defined as those
34 renovations that exceed two thousand dollars per bed in a calendar
35 year as reported on the annual cost report submitted in accordance
36 with this chapter. For the rate beginning July 1, 2016, the
37 department shall use renovation data back to 1994 as submitted on
38 facility cost reports. Beginning July 1, 2016, facility ages must be
39 reduced in future years if the value of the renovation completed in
40 any year exceeds two thousand dollars times the number of licensed

1 beds. The cost of the renovation must be divided by the accumulated
2 depreciation per bed in the year of the renovation to determine the
3 equivalent number of new replacement beds. The new age for the
4 facility is a weighted average with the replacement bed equivalents
5 reflecting an age of zero and the existing licensed beds, minus the
6 new bed equivalents, reflecting their age in the year of the
7 renovation. At no time may the depreciated age be less than zero or
8 greater than forty-four years.

9 (f) A nursing facility's capital component rate allocation must
10 be rebased annually, effective July 1, 2016, in accordance with this
11 section and this chapter.

12 (g) For the purposes of this subsection (5), "RSMeans" means
13 building construction costs data as published by Gordian.

14 (6) A quality incentive must be offered as a rate enhancement
15 beginning July 1, 2016.

16 (a) An enhancement no larger than five percent and no less than
17 one percent of the statewide average daily rate must be paid to
18 facilities that meet or exceed the standard established for the
19 quality incentive. All providers must have the opportunity to earn
20 the full quality incentive payment.

21 (b) The quality incentive component must be determined by
22 calculating an overall facility quality score composed of four to six
23 quality measures. For fiscal year 2017 there shall be four quality
24 measures, and for fiscal year 2018 there shall be six quality
25 measures. Initially, the quality incentive component must be based on
26 minimum data set quality measures for the percentage of long-stay
27 residents who self-report moderate to severe pain, the percentage of
28 high-risk long-stay residents with pressure ulcers, the percentage of
29 long-stay residents experiencing one or more falls with major injury,
30 and the percentage of long-stay residents with a urinary tract
31 infection. Quality measures must be reviewed on an annual basis by a
32 stakeholder work group established by the department. Upon review,
33 quality measures may be added or changed. The department may risk
34 adjust individual quality measures as it deems appropriate.

35 (c) The facility quality score must be point based, using at a
36 minimum the facility's most recent available three-quarter average
37 centers for medicare and medicaid services quality data. Point
38 thresholds for each quality measure must be established using the
39 corresponding statistical values for the quality measure point
40 determinants of eighty quality measure points, sixty quality measure

1 points, forty quality measure points, and twenty quality measure
2 points, identified in the most recent available five-star quality
3 rating system technical user's guide published by the centers for
4 medicare and medicaid services.

5 (d) Facilities meeting or exceeding the highest performance
6 threshold (top level) for a quality measure receive twenty-five
7 points. Facilities meeting the second highest performance threshold
8 receive twenty points. Facilities meeting the third level of
9 performance threshold receive fifteen points. Facilities in the
10 bottom performance threshold level receive no points. Points from all
11 quality measures must then be summed into a single aggregate quality
12 score for each facility.

13 (e) Facilities receiving an aggregate quality score of eighty
14 percent of the overall available total score or higher must be placed
15 in the highest tier (tier V), facilities receiving an aggregate score
16 of between seventy and seventy-nine percent of the overall available
17 total score must be placed in the second highest tier (tier IV),
18 facilities receiving an aggregate score of between sixty and sixty-
19 nine percent of the overall available total score must be placed in
20 the third highest tier (tier III), facilities receiving an aggregate
21 score of between fifty and fifty-nine percent of the overall
22 available total score must be placed in the fourth highest tier (tier
23 II), and facilities receiving less than fifty percent of the overall
24 available total score must be placed in the lowest tier (tier I).

25 (f) The tier system must be used to determine the amount of each
26 facility's per patient day quality incentive component. The per
27 patient day quality incentive component for tier IV is seventy-five
28 percent of the per patient day quality incentive component for tier
29 V, the per patient day quality incentive component for tier III is
30 fifty percent of the per patient day quality incentive component for
31 tier V, and the per patient day quality incentive component for tier
32 II is twenty-five percent of the per patient day quality incentive
33 component for tier V. Facilities in tier I receive no quality
34 incentive component.

35 (g) Tier system payments must be set in a manner that ensures
36 that the entire biennial appropriation for the quality incentive
37 program is allocated.

38 (h) Facilities with insufficient three-quarter average centers
39 for medicare and medicaid services quality data must be assigned to
40 the tier corresponding to their five-star quality rating. Facilities

1 with a five-star quality rating must be assigned to the highest tier
2 (tier V) and facilities with a one-star quality rating must be
3 assigned to the lowest tier (tier I). The use of a facility's five-
4 star quality rating shall only occur in the case of insufficient
5 centers for medicare and medicaid services minimum data set
6 information.

7 (i) The quality incentive rates must be adjusted semiannually on
8 July 1 and January 1 of each year using, at a minimum, the most
9 recent available three-quarter average centers for medicare and
10 medicaid services quality data.

11 (j) Beginning July 1, 2017, the percentage of short-stay
12 residents who newly received an antipsychotic medication must be
13 added as a quality measure. The department must determine the quality
14 incentive thresholds for this quality measure in a manner consistent
15 with those outlined in (b) through (h) of this subsection using the
16 centers for medicare and medicaid services quality data.

17 (k) Beginning July 1, 2017, the percentage of direct care staff
18 turnover must be added as a quality measure using the centers for
19 medicare and medicaid services' payroll-based journal and nursing
20 home facility payroll data. Turnover is defined as an employee
21 departure. The department must determine the quality incentive
22 thresholds for this quality measure using data from the centers for
23 medicare and medicaid services' payroll-based journal, unless such
24 data is not available, in which case the department shall use direct
25 care staffing turnover data from the most recent medicaid cost
26 report.

27 (7) Reimbursement of the safety net assessment imposed by chapter
28 74.48 RCW and paid in relation to medicaid residents must be
29 continued.

30 (8) (a) The direct care and indirect care components must be
31 rebased in even-numbered years, beginning with rates paid on July 1,
32 2016. Rates paid on July 1, 2016, must be based on the 2014 calendar
33 year cost report. On a percentage basis, after rebasing, the
34 department must confirm that the statewide average daily rate has
35 increased at least as much as the average rate of inflation, as
36 determined by the skilled nursing facility market basket index
37 published by the centers for medicare and medicaid services, or a
38 comparable index. If after rebasing, the percentage increase to the
39 statewide average daily rate is less than the average rate of
40 inflation for the same time period, the department is authorized to

1 increase rates by the difference between the percentage increase
2 after rebasing and the average rate of inflation.

3 (b) It is the intention of the legislature that direct and
4 indirect care rates paid in fiscal year 2022 will be rebased using
5 the calendar year 2019 cost reports. For fiscal year 2021, in
6 addition to the rates generated by (a) of this subsection, an
7 additional adjustment is provided as established in this subsection
8 (8)(b). Beginning May 1, 2020, and through June 30, 2021, the
9 calendar year costs must be adjusted for inflation by a twenty-four
10 month consumer price index, based on the most recently available
11 monthly index for all urban consumers, as published by the bureau of
12 labor statistics. It is also the intent of the legislature that,
13 starting in fiscal year 2022, a facility-specific rate add-on equal
14 to the inflation adjustment that facilities received solely in fiscal
15 year 2021, must be added to the rate.

16 (c) To determine the necessity of regular inflationary
17 adjustments to the nursing facility rates, by December 1, 2020, the
18 department shall provide the appropriate policy and fiscal committees
19 of the legislature with a report that provides a review of rates paid
20 in 2017, 2018, and 2019 in comparison to costs incurred by nursing
21 facilities.

22 (9) The direct care component provided in subsection (3) of this
23 section is subject to the reconciliation and settlement process
24 provided in RCW 74.46.022(6). Beginning July 1, 2016, pursuant to
25 rules established by the department, funds that are received through
26 the reconciliation and settlement process provided in RCW
27 74.46.022(6) must be used for technical assistance, specialized
28 training, or an increase to the quality enhancement established in
29 subsection (6) of this section. The legislature intends to review the
30 utility of maintaining the reconciliation and settlement process
31 under a price-based payment methodology, and may discontinue the
32 reconciliation and settlement process after the 2017-2019 fiscal
33 biennium.

34 (10) Compared to the rate in effect June 30, 2016, including all
35 cost components and rate add-ons, no facility may receive a rate
36 reduction of more than one percent on July 1, 2016, more than two
37 percent on July 1, 2017, or more than five percent on July 1, 2018.
38 To ensure that the appropriation for nursing homes remains cost
39 neutral, the department is authorized to cap the rate increase for
40 facilities in fiscal years 2017, 2018, and 2019.

1 **Sec. 958.** RCW 76.04.516 and 2021 c 298 s 3 are each amended to
2 read as follows:

3 (1) By December 1st of each even-numbered year, and in compliance
4 with RCW 43.01.036, the department must report to the governor and
5 legislature on the following:

6 (a) The type and amount of the expenditures made, by fiscal year,
7 and for what purpose, from the wildfire response, forest restoration,
8 and community resilience account created in RCW 76.04.511 and from
9 expenditures made from the general fund for implementation of this
10 act;

11 (b) The amount of unexpended and unobligated funds in the
12 wildfire response, forest restoration, and community resilience
13 account and recommendations for the disbursement to local districts;

14 (c) Progress on implementation of the wildland fire protection
15 10-year strategic plan including, but not limited to, how investments
16 are reducing human-caused wildfire starts, lowering the size and
17 scale and geography of catastrophic wildfires, reducing the
18 communities, landscapes, and population at risk, and creating
19 resilient landscapes and communities;

20 (d) Progress on implementation of the 20-year forest health
21 strategic plan as established through the forest health assessment
22 and treatment framework pursuant to RCW 76.06.200 including, but not
23 limited to: Assessment of fire prone lands and communities that are
24 in need of forest health treatments; forest health treatments
25 prioritized and conducted by landowner type, geography, and risk
26 level; estimated value of any merchantable materials from forest
27 health treatments; and number of acres treated by treatment type,
28 including the use of prescribed fire;

29 (e) Progress on developing markets for forest residuals and
30 biomass generated from forest health treatments.

31 (2) The department must include recommendations on any
32 adjustments that may be necessary or advisable to the mechanism of
33 funding dispensation as created under chapter 298, Laws of 2021.

34 (3) The report required in this section should support existing
35 department assessments pursuant to RCW 79.10.530 and 76.06.200.

36 (4) (a) (i) Prior to the determination of the 2025-2034 sustainable
37 harvest calculation as required by RCW 79.10.320, the department must
38 hire an independent third-party contractor to assist it in updating
39 its forest inventory by increasing the intensity of forest sample
40 plots on all forestlands over the next two biennium. The department's

1 sustainable harvest calculation technical advisory committee must be
2 involved in the design, development, and implementation of this
3 forest inventory update.

4 (ii) For purposes of this subsection, "forest inventory" means
5 the collection of sample data to estimate a range of forest
6 attributes including, but not limited to, standing volume, stored
7 carbon, habitat attributes, age classes, tree species, and other
8 inventory attributes, including information needed to estimate rates
9 of tree growth and associated carbon sequestration on department
10 lands.

11 (iii) The department's sustainable harvest calculation technical
12 advisory committee must bring forward recommendations for regular
13 maintenance and updates to the forest inventory on a ten-year basis.

14 (b) Prior to the determination of the 2025-2034 sustainable
15 harvest calculation as required by RCW 79.10.320, the department must
16 hire a third-party contractor to review, analyze, and advise the
17 department's forest growth and yield modeling, specific to all types
18 of forested acres managed by the department. The department's
19 sustainable harvest calculation technical advisory committee must be
20 involved in the design, review, and analysis of the department's
21 forest growth and yield modeling.

22 (c) Prior to the determination of the 2025-2034 sustainable
23 harvest calculation as required by RCW 79.10.320 and in the absence
24 of any litigation, pending or in progress, against the department's
25 sustainable harvest calculation, the joint legislative audit and
26 review committee established in chapter 44.28 RCW must oversee and
27 conduct an independent review of the methodologies and data being
28 utilized by the department in the development of the sustainable
29 harvest calculation, including the associated forest inventory,
30 forest growth, harvest and yield data, and modeling techniques that
31 impact harvest levels. In carrying out the review, the joint
32 legislative audit and review committee shall:

33 (i) Retain one or more contractors with expertise in forest
34 inventories, forest growth and yield modeling, and operational
35 research modeling in forest harvest scheduling to conduct the
36 technical review;

37 (ii) Be a member of department's sustainable harvest calculation
38 technical advisory committee, along with one of its contractors
39 selected in (c) (i) of this subsection; and

1 (iii) Prior to the department's determination of the sustainable
2 harvest (~~(calculation)~~) calculation under RCW 79.10.320, ensure
3 that a completed independent review and report with findings and
4 recommendations is submitted to the board of natural resources and
5 the legislature.

6 (d) Upon receiving the report from the joint legislative audit
7 and review committee required under (c)(iii) of this subsection, the
8 board of natural resources shall determine whether modifications are
9 necessary to the sustainable harvest calculation prior to approving
10 harvest level under RCW 79.10.320.

11 **Sec. 959.** RCW 79A.80.020 and 2017 c 121 s 1 are each amended to
12 read as follows:

13 (1) Except as otherwise provided in this chapter, a discover pass
14 is required for any motor vehicle to:

15 (a) Park at any recreation site or lands; or

16 (b) Operate on any recreation site or lands.

17 (2) Except as provided in RCW 79A.80.110 and for fiscal year
18 2023, the cost of a discover pass is thirty dollars. Every four years
19 the office of financial management must review the cost of the
20 discover pass and, if necessary, recommend to the legislature an
21 adjustment to the cost of the discover pass to account for inflation.

22 (3) A discover pass is valid for one year beginning from the date
23 that the discover pass is marked for activation. The activation date
24 may differ from the purchase date pursuant to any policies developed
25 by the agencies.

26 (4) Sales of discover passes must be consistent with RCW
27 79A.80.100.

28 (5) The discover pass must contain space for two motor vehicle
29 license plate numbers. A discover pass is valid only for those
30 vehicle license plate numbers written on the pass. However, the
31 agencies may offer for sale a family discover pass that is fully
32 transferable among vehicles and does not require the placement of a
33 license plate number on the pass to be valid. The agencies must
34 collectively set a price for the sale of a family discover pass that
35 is no more than fifty dollars. A discover pass is valid only for use
36 with one motor vehicle at any one time.

37 (6)(a) One complimentary discover pass must be provided to a
38 volunteer who performed twenty-four hours of service on agency-
39 sanctioned volunteer projects in a year. The agency must provide

1 vouchers to volunteers identifying the number of volunteer hours they
2 have provided for each project. The vouchers may be brought to an
3 agency to be redeemed for a discover pass.

4 (b) Married spouses under chapter 26.04 RCW may present an agency
5 with combined vouchers demonstrating the collective performance of
6 twenty-four hours of service on agency-sanctioned volunteer projects
7 in a year to be redeemed for a single complimentary discover pass.

8 (7) For fiscal year 2023, a discover pass must be provided to the
9 public free of charge. The commission must provide discover passes to
10 all vendor sites for distribution. The commission must provide the
11 department of licensing discover passes to make available to all
12 people who are purchasing vehicle licensing within fiscal year 2023.

13 **Sec. 960.** 2021 c 334 s 939 (uncodified) is amended to read as
14 follows:

15 **COLLECTIVE BARGAINING AGREEMENT—HIGHLINE COMMUNITY COLLEGE—WPEA**

16 (1) An agreement has been reached between Highline Community
17 College and the Washington public employees association under the
18 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
19 Funding is provided to fund the agreement, which does not include
20 either a general wage increase or mandatory employee furloughs.

21 (2) For fiscal year 2023 employees covered by Washington public
22 employees association at the Highline Community College are included
23 in the coalition agreement in sec. 912 of this act.

24 NEW SECTION. **Sec. 961.** If any provision of this act or its
25 application to any person or circumstance is held invalid, the
26 remainder of the act or the application of the provision to other
27 persons or circumstances is not affected.

28 NEW SECTION. **Sec. 962.** This act is necessary for the immediate
29 preservation of the public peace, health, or safety, or support of
30 the state government and its existing public institutions, and takes
31 effect immediately.

(End of part)

(End of Bill)

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