
ENGROSSED SUBSTITUTE SENATE BILL 5693

AS RECOMMENDED BY THE CONFERENCE COMMITTEE

Passed Legislature - 2022 Regular Session

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 28B.92.205,
2 41.60.050, 41.80.010, 43.31.605, 43.41.450, 43.43.837, 43.70.715,
3 43.79.505, 43.83B.430, 43.101.435, 43.216.1368, 43.216.270,
4 43.348.080, 50A.10.030, 70A.200.140, 71.24.580, 74.13.802, 74.46.561,
5 and 76.04.516; amending 2021 c 334 ss 1, 101, 102, 103, 104, 105,
6 106, 107, 108, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121,
7 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135,
8 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149,
9 150, 151, 152, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211,
10 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225,
11 226, 227, 228, 229, 230, 301, 302, 303, 304, 305, 306, 307, 308, 309,
12 310, 311, 401, 402, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510,
13 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 603, 605,
14 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619,
15 701, 702, 704, 705, 706, 718, 723, 724, 744, 745, 746, 748, 753, 801,
16 802, 803, 805, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919,
17 920, 921, 922, 923, 924, 925, 928, 929, 930, 932, 933, 934, 935, 936,
18 937, 939, 940, 941, 942, 943, 945, 946, 947, 948, and 1002
19 (uncodified); adding new sections to chapter 43.79 RCW; adding a new
20 section to chapter 43.330 RCW; adding new sections to 2021 c 334
21 (uncodified); repealing 2021 c 334 ss 730, 731, 732, 733, 734, 735,
22 736, 737, 749, and 752 (uncodified); making appropriations; and
23 declaring an emergency.

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

2 **Sec. 1**

3 2021 c 334 s 1 (uncodified) is amended to read as follows:

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

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

15 (a) "ARPA" means the American rescue plan act of 2021, P.L.
16 117-2.

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

19 (c) "CRF" means the coronavirus relief fund created by section
20 5001, the coronavirus aid, relief, and economic security act, P.L.
21 116-136, division A.

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

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

27 (f) "Dedicated marijuana account" means the dedicated cannabis
28 account, if either Engrossed Second Substitute Senate Bill No. 5796
29 or Second Substitute House Bill No. 1210 is enacted.

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

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

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

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

37 ~~((j))~~ (k) "Provided solely" means the
38 specified amount may be spent only for the specified purpose. Unless

1 otherwise specifically authorized in this act, any portion of an
2 amount provided solely for a specified purpose which is not expended
3 subject to the specified conditions and limitations to fulfill the
4 specified purpose shall lapse.

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

9 **PART I**
10 **GENERAL GOVERNMENT**

11 **Sec. 101 .**

12 2021 c 334 s 101 (uncodified) is amended to read as follows:

13 **FOR THE HOUSE OF REPRESENTATIVES**

14 General Fund—State Appropriation (FY 2022)

15 (~~(\$45,740,000)~~)

16 \$46,838,000

17 General Fund—State Appropriation (FY 2023)

18 (~~(\$46,804,000)~~)

19 \$53,280,000

20 TOTAL APPROPRIATION.

21 (\$92,544,000)

22 \$100,118,000

23 The appropriations in this section are subject to the
24 following conditions and limitations: \$200,000 of the general fund—
25 state appropriation for fiscal year 2023 is provided solely for a
26 work group to continue the house of representatives' examination of
27 employment practices and policies and to develop options and
28 recommendations for the house of representatives.

29 (a) The work group is composed of the following
30 members:

31 (i) Two legislative assistants from each of the two
32 largest caucuses of the house of representatives;

33 (ii) One nonsupervisory staff and one supervisory
34 staff from each of the two largest caucuses of the house of
35 representatives;

36 (iii) One committee assistant, one coordinator, one
37 analyst or counsel, and one administrative staff from the house of
representatives office of program research;

1 (iv) One nonsupervisory staff and one supervisory
2 staff from the house of representatives administration;

3 (v) The chief clerk of the house of representatives or
4 their designee; and

5 (vi) The house of representatives human resource
6 director.

7 (b) Staff who wish to be appointed to the work group
8 must submit an application to the office of human resources. The
9 house of representatives human resource officer shall make
10 recommendations to the house of representatives executive rules
11 committee who shall then confirm appointments to the work group.

12 (c) The chief clerk of the house of representatives
13 shall contract for an external facilitator to staff and assist the
14 work group. The facilitator must have a background or experience in
15 organizational development. The chief clerk may also contract for
16 legal services and other expert services, as necessary, to assist the
17 work group.

18 (d) The work group shall consider issues related to
19 employment practices and policies including, but not limited to:

20 (i) The supervisory structure of employees;

21 (ii) Workplace terms and conditions; and

22 (iii) Professional development.

23 (e) The expenses of the work group must be paid from
24 the amount appropriated in this section subject to approval by the
25 house of representatives executive rules committee.

26 (f) The work group must report its findings and
27 recommendations to the house of representatives executive rules
28 committee by December 1, 2022.

29 (g) If Engrossed Substitute House Bill No. 2124 is
30 enacted by June 30, 2022, the amounts provided in this subsection
31 shall lapse.

32 **Sec.**

102

33 2021 c 334 s 102 (uncodified) is amended to read as follows:

34 **FOR THE SENATE**

35 General Fund—State Appropriation (FY 2022)

36 ((~~\$32,755,000~~))

\$33,755,000

38 General Fund—State Appropriation (FY 2023)

39 ((~~\$35,699,000~~))

1		\$41,625,000
2	TOTAL APPROPRIATION.	((\$68,454,000))
3		<u>\$75,380,000</u>

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

6 (1) \$260,000 of the general fund—state appropriation
7 for fiscal year 2022 and \$270,000 of the general fund—state
8 appropriation for fiscal year 2023 are provided solely for the
9 payment of membership dues to the council of state governments, the
10 national conference of state legislatures, the pacific northwest
11 economic region, the pacific fisheries legislative task force, and
12 the western legislative forestry task force.

13 (2) \$200,000 of the general fund—state appropriation
14 for fiscal year 2023 is provided solely for a work group to continue
15 the senate's examination of employment practices and policies and to
16 develop options and recommendations for the senate.

17 (a) The work group is composed of the following 17
18 members:

19 (i) Two legislative assistants from each of the two
20 largest caucuses of the senate;

21 (ii) One nonsupervisory staff and one supervisory
22 staff from each of the two largest caucuses of the senate;

23 (iii) One committee assistant, one coordinator, one
24 analyst or counsel, and one administrative staff from senate
25 committee services;

26 (iv) One nonsupervisory staff and one supervisory
27 staff from senate administration;

28 (v) The secretary of the senate or their designee; and

29 (vi) The senate human resource director and senate
30 diversity, equity, and inclusion coordinator.

31 (b) Staff who wish to be appointed to the work group
32 must submit an application to the office of human resources. The
33 senate human resource officer shall make recommendations to the
34 senate facilities and operations committee who shall then confirm
35 appointments to the work group.

36 (c) The secretary of the senate shall contract for an
37 external facilitator to staff and assist the work group. The
38 facilitator must have a background or experience in organizational

1 development. The secretary may also contract for legal services and
2 other expert services, as necessary, to assist the work group.

3 (d) The work group shall consider issues related to
4 employment practices and policies including, but not limited to:

5 (i) The supervisory structure of employees;

6 (ii) Workplace terms and conditions; and

7 (iii) Professional development.

8 (e) The expenses of the work group must be paid from
9 the amount appropriated in this section subject to approval by the
10 senate facilities and operations committee.

11 (f) The work group must report its findings and
12 recommendations to the senate facilities and operations committee by
13 December 1, 2022.

14 (g) If Engrossed Substitute House Bill No. 2124 is
15 enacted by June 30, 2022, the amounts provided in this subsection
16 shall lapse.

17 **Sec. 103 .**

18 2021 c 334 s 103 (uncodified) is amended to read as follows:

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

20 General Fund—State Appropriation (FY 2022)	((\$303,000))
	<u>\$342,000</u>
22 General Fund—State Appropriation (FY 2023)	((\$248,000))
	<u>\$296,000</u>
24 Performance Audits of Government Account—State	
25 Appropriation.	((\$9,384,000))
	<u>\$10,036,000</u>
27 TOTAL APPROPRIATION.	((\$9,935,000))
	<u>\$10,674,000</u>

29 The appropriation in this section is subject to the following
30 conditions and limitations:

31 (1) \$273,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$244,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided (~~solely~~) for implementation of
34 Engrossed Substitute Senate Bill No. 5405 (racial equity analyses).
35 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
36 ~~in this subsection shall lapse.~~)

37 (2) Notwithstanding the provisions of this section, the joint
38 legislative audit and review committee may adjust the due dates for

1 projects included on the committee's 2021-2023 work plan as necessary
2 to efficiently manage workload.

3 (3) \$20,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$2,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided (~~(solely)~~) to implement House Bill No.
6 1296 (behavioral health service organizations). (~~(If the bill is not
7 enacted by June 30, 2021, the amounts provided in this subsection
8 shall lapse.)~~)

9 (4) \$10,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$2,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided (~~(solely)~~) to implement Second
12 Substitute House Bill No. 1033 (employment training program). (~~(If
13 the bill is not enacted by June 30, 2021, the amounts provided in
14 this subsection shall lapse.)~~)

15 (5) \$50,000 of the performance audits of government
16 account—state appropriation is for implementation of Engrossed
17 Substitute Senate Bill No. 5268 (developmental disability services).
18 If the bill is not enacted by June 30, 2022, the amount provided in
19 this subsection shall lapse.

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

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

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

34 (ii) Workplace health and safety standards applicable
35 to farmworkers; and

36 (iii) Laws prohibiting harassment, discrimination, and
37 retaliation against farmworkers for, among other things, asserting
38 their rights regarding health and safety standards and wage and hour
39 laws;

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

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

6 (7) \$42,000 of the performance audits of government
7 account—state appropriation is for implementation of Second
8 Substitute Senate Bill No. 5649 (family and medical leave). If the
9 bill is not enacted by June 30, 2022, the amount provided in this
10 subsection shall lapse.

11 (8) \$13,000 of the general fund—state appropriation
12 for fiscal year 2022 and \$4,000 of the general fund—state
13 appropriation for fiscal year 2023 are for the implementation of
14 Engrossed Substitute House Bill No. 1643 (affordable housing/REET).
15 If the bill is not enacted by June 30, 2022, the amount provided in
16 this subsection shall lapse.

17 (9) \$36,000 of the general fund—state appropriation
18 for fiscal year 2023 is for the implementation of Engrossed Second
19 Substitute House Bill No. 1015 (equitable access to credit). If the
20 bill is not enacted by June 30, 2022, the amount provided in this
21 subsection shall lapse.

22 (10) \$13,000 of the general fund—state appropriation
23 for fiscal year 2022 is for the implementation of House Bill No. 1924
24 (hog fuel tax exemption). If the bill is not enacted by June 30,
25 2022, the amount provided in this subsection shall lapse.

26 (11) \$13,000 of the general fund—state appropriation
27 for fiscal year 2022 and \$8,000 of the general fund—state
28 appropriation for fiscal year 2023 are for the implementation of
29 Substitute House Bill No. 1792 (hydrogen). If the bill is not enacted
30 by June 30, 2022, the amounts provided in this subsection shall
31 lapse.

32 (12) (a) The joint legislative audit and review
33 committee shall conduct a performance audit of the department of
34 health's oversight of hospital data reporting, inspections, and
35 complaints. The study must explore:

36 (i) The types of data that hospitals are required to
37 collect and report to state and federal regulatory entities,
38 hospitals' compliance with these reporting requirements, and the
39 department's enforcement and use of such reporting. This data

1 includes: Hospital financial data, patient discharge data, charity
2 care data, adverse health events and incidents notification and
3 reporting, and community health needs, assessments, and benefits
4 implementation strategies;

5 (ii) The type and frequency of hospital inspections
6 conducted by state and federal regulatory entities, and hospitals'
7 correction of any deficiencies; and

8 (iii) The hospital facility complaint process,
9 including how consumers may file complaints, how the department
10 investigates complaints, and how hospitals resolve any violations.

11 (b) The committee must incorporate the performance
12 audit in this subsection into its work plan and prioritize its work
13 based on available resources and staff capacity.

14 (13) \$17,000 of the performance audits of government
15 account—state appropriation is for implementation of Senate Bill No.
16 5713 (limited equity cooperative housing). If the bill is not enacted
17 by June 30, 2022, the amount provided in this subsection shall lapse.

18 (14) \$5,000 of the performance audits of government
19 account—state appropriation is for implementation of Senate Bill No.
20 5004 (medical marijuana tax ex.). If the bill is not enacted by June
21 30, 2022, the amount provided in this subsection shall lapse.

22 (15) \$17,000 of the performance audits of government
23 account—state appropriation is for implementation of Engrossed
24 Substitute Senate Bill No. 5714 (solar canopies tax deferral). If the
25 bill is not enacted by June 30, 2022, the amount provided in this
26 subsection shall lapse.

27 **Sec. 104 .**

28 2021 c 334 s 104 (uncodified) is amended to read as follows:

29 **FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE**

30 Performance Audits of Government Account—State

31	Appropriation.	((\$4,664,000))
32		\$4,735,000
33	TOTAL APPROPRIATION.	((\$4,664,000))
34		\$4,735,000

35 **Sec. 105 .**

36 2021 c 334 s 105 (uncodified) is amended to read as follows:

37 **FOR THE JOINT LEGISLATIVE SYSTEMS COMMITTEE**

1	General Fund—State Appropriation (FY 2022)	
2	((\$14,173,000))	
3		<u>\$14,466,000</u>
4	General Fund—State Appropriation (FY 2023)	
5	((\$14,235,000))	
6		<u>\$16,168,000</u>
7	TOTAL APPROPRIATION.	((\$28,408,000))
8		<u>\$30,634,000</u>

9 The appropriations in this section are subject to the following
10 conditions and limitations: Within the amounts provided in this
11 section, the joint legislative systems committee shall provide
12 information technology support, including but not limited to internet
13 service, for the district offices of members of the house of
14 representatives and the senate.

15 NEW SECTION. **Sec. 106** .

16 A new section is added to 2021 c 334 (uncodified) to read as follows:

17
18 **FOR THE OFFICE OF STATE LEGISLATIVE LABOR RELATIONS**

19	General Fund—State Appropriation (FY 2023).	\$947,000
20	TOTAL APPROPRIATION.	\$947,000

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

23 (1) \$947,000 of the general fund—state appropriation for fiscal
24 year 2023 is provided solely for implementation of House Bill No.
25 2124 (legislative employee collective bargaining). If the bill is not
26 enacted by June 30, 2022, the amounts provided in this section shall
27 lapse.

28 (2) Prior to the appointment of a director of the office of state
29 legislative labor relations, the chief clerk of the house of
30 representatives and the secretary of the senate may jointly authorize
31 the expenditure of these funds to facilitate the establishment of the
32 office.

33 **Sec. 107** .

34 2021 c 334 s 106 (uncodified) is amended to read as follows:

35 **FOR THE OFFICE OF THE STATE ACTUARY**

36	General Fund—State Appropriation (FY 2022).	\$367,000
37	General Fund—State Appropriation (FY 2023)	((\$382,000))

1		<u>\$391,000</u>
2	State Health Care Authority Administrative Account—	
3	State Appropriation.	((\$249,000))
4		<u>\$254,000</u>
5	Department of Retirement Systems Expense Account—	
6	State Appropriation.	((\$6,095,000))
7		<u>\$6,191,000</u>
8	School Employees' Insurance Administrative Account—	
9	State Appropriation.	\$250,000
10	TOTAL APPROPRIATION.	((\$7,343,000))
11		<u>\$7,453,000</u>

12	Sec.	108	.
13	2021 c 334 s 107 (uncodified) is amended to read as follows:		
14	FOR THE STATUTE LAW COMMITTEE		
15	General Fund—State Appropriation (FY 2022)		
16	((\$5,366,000))		
17			<u>\$5,367,000</u>
18	General Fund—State Appropriation (FY 2023)		
19	((\$5,766,000))		
20			<u>\$5,917,000</u>
21	TOTAL APPROPRIATION.		((\$11,132,000))
22			<u>\$11,284,000</u>

23	Sec.	109	.
24	2021 c 334 s 108 (uncodified) is amended to read as follows:		
25	FOR THE OFFICE OF LEGISLATIVE SUPPORT SERVICES		
26	General Fund—State Appropriation (FY 2022).		\$4,566,000
27	General Fund—State Appropriation (FY 2023)		
28	((\$5,029,000))		
29			<u>\$5,169,000</u>
30	TOTAL APPROPRIATION.		((\$9,595,000))
31			<u>\$9,735,000</u>

32	Sec.	110	.
33	2021 c 334 s 111 (uncodified) is amended to read as follows:		
34	FOR THE SUPREME COURT		
35	General Fund—State Appropriation (FY 2022)		
36	((\$9,781,000))		

1 \$9,746,000
 2 General Fund—State Appropriation (FY 2023)
 3 (~~(\$9,848,000)~~)
 4 \$11,032,000
 5 TOTAL APPROPRIATION. (~~(\$19,629,000)~~)
 6 \$20,778,000

7 **Sec. 111 .**
 8 2021 c 334 s 112 (uncodified) is amended to read as follows:
 9 **FOR THE LAW LIBRARY**
 10 General Fund—State Appropriation (FY 2022)
 11 (~~(\$1,811,000)~~)
 12 \$1,793,000
 13 General Fund—State Appropriation (FY 2023)
 14 (~~(\$1,821,000)~~)
 15 \$1,934,000
 16 TOTAL APPROPRIATION. (~~(\$3,632,000)~~)
 17 \$3,727,000

18 **Sec. 112 .**
 19 2021 c 334 s 113 (uncodified) is amended to read as follows:
 20 **FOR THE COMMISSION ON JUDICIAL CONDUCT**
 21 General Fund—State Appropriation (FY 2022)
 22 (~~(\$1,650,000)~~)
 23 \$1,638,000
 24 General Fund—State Appropriation (FY 2023)
 25 (~~(\$1,649,000)~~)
 26 \$1,686,000
 27 TOTAL APPROPRIATION. (~~(\$3,299,000)~~)
 28 \$3,324,000

29 **Sec. 113 .**
 30 2021 c 334 s 114 (uncodified) is amended to read as follows:
 31 **FOR THE COURT OF APPEALS**
 32 General Fund—State Appropriation (FY 2022)
 33 (~~(\$21,818,000)~~)
 34 \$21,709,000
 35 General Fund—State Appropriation (FY 2023)
 36 (~~(\$22,146,000)~~)

1		<u>\$22,673,000</u>
2	TOTAL APPROPRIATION.	((\$43,964,000))
3		<u>\$44,382,000</u>
4	Sec. 114	.
5	2021 c 334 s 115 (uncodified) is amended to read as follows:	
6	FOR THE ADMINISTRATOR FOR THE COURTS	
7	General Fund—State Appropriation (FY 2022)	
8	((\$157,168,000))	
9		<u>\$86,711,000</u>
10	General Fund—State Appropriation (FY 2023)	
11	((\$81,033,000))	
12		<u>\$118,611,000</u>
13	General Fund—Federal Appropriation. . .	((\$2,209,000))
14		<u>\$3,994,000</u>
15	General Fund—Private/Local Appropriation.	\$681,000
16	Judicial Stabilization Trust Account—State	
17	Appropriation.	((\$6,692,000))
18		<u>\$119,442,000</u>
19	Judicial Information Systems Account—State	
20	Appropriation.	((\$60,664,000))
21		<u>\$61,471,000</u>
22	TOTAL APPROPRIATION.	((\$308,447,000))
23		<u>\$390,910,000</u>

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

26 (1) The distributions made under this section and distributions
27 from the county criminal justice assistance account made pursuant to
28 section 801 of this act constitute appropriate reimbursement for
29 costs for any new programs or increased level of service for purposes
30 of RCW 43.135.060.

31 (2) (a) \$7,000,000 of the general fund—state appropriation for
32 fiscal year 2022 and \$7,000,000 of the general fund—state
33 appropriation for fiscal year 2023 are provided solely for
34 distribution to county juvenile court administrators for the costs
35 associated with processing and case management of truancy, children
36 in need of services, and at-risk youth referrals. The administrator
37 for the courts, in conjunction with the juvenile court
38 administrators, shall develop an equitable funding distribution

1 formula. The formula must neither reward counties with higher than
2 average per-petition/referral processing costs nor shall it penalize
3 counties with lower than average per-petition/referral processing
4 costs.

5 (b) Each fiscal year during the 2021-2023 fiscal biennium, each
6 county shall report the number of petitions processed and the total
7 actual costs of processing truancy, children in need of services, and
8 at-risk youth petitions. Counties shall submit the reports to the
9 administrator for the courts no later than 45 days after the end of
10 the fiscal year. The administrator for the courts shall
11 electronically transmit this information to the chairs and ranking
12 minority members of the house of representatives and senate fiscal
13 committees no later than 60 days after a fiscal year ends. These
14 reports are informational in nature and are not for the purpose of
15 distributing funds.

16 (3) \$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 providing all courts with an
19 electronic demographic survey for jurors who begin a jury term. The
20 survey must collect data on each juror's race, ethnicity, age, sex,
21 employment status, educational attainment, and income, as well as any
22 other data approved by order of the chief justice of the Washington
23 state supreme court. This electronic data gathering must be conducted
24 and reported in a manner that preserves juror anonymity. The
25 administrative office of the courts shall provide this demographic
26 data in a report to the governor and the appropriate committees of
27 the legislature, and publish a copy of the report on a publicly
28 available internet address by June 30, 2023.

29 (4) (a) \$150,000 of the general fund—state appropriation for
30 fiscal year 2022 and \$150,000 of the general fund—state appropriation
31 for fiscal year 2023 are provided solely for the center for court
32 research at the administrative office of the courts to review the
33 number and types of young individuals placed on electronic home
34 monitoring over a 10 year time period. The center for court research
35 shall work in collaboration with the Washington state partnership
36 council on juvenile justice and the juvenile block grant proviso
37 committee (which includes a representative from the juvenile
38 rehabilitation administration, the office of the administrator of the
39 courts, the office of financial management, and the juvenile courts)

1 to identify the number of individuals under the age of 26 that have
2 been placed on electronic home monitoring by the department of
3 children, youth, and families and the number of individuals placed on
4 electronic home monitoring by or through juvenile courts from the
5 year 2010 through 2020. At a minimum, the study must identify:

6 (i) How electronic home monitoring is defined and used by each
7 entity;

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

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

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

15 (v) By age, demographics, ethnicity, and race, the number of
16 individuals that participated on electronic home monitoring each
17 year;

18 (vi) By age, the offense committed that resulted in the
19 individual being placed on electronic home monitoring, and the
20 average duration of time individuals spent on electronic home
21 monitoring; and

22 (vii) Whether electronic home monitoring was used as an
23 alternative to or in lieu of incarceration or whether electronic home
24 monitoring was used in addition to incarceration.

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

28 ~~(5) ((\$44,500,000 of the general fund state appropriation for
29 fiscal year 2022 is provided solely to assist counties with costs of
30 resentencing and vacating the sentences of defendants whose
31 convictions or sentences are affected by the *State v. Blake* decision.
32 Subject to the availability of amounts provided in this section, the
33 office must provide grants to counties that demonstrate extraordinary
34 judicial, prosecution, or defense expenses for those purposes. The
35 office must establish an application process for county clerks to
36 seek funding and an equitable prioritization process for distributing
37 the funding.~~

38 ~~(6) \$23,500,000 of the general fund
39 _____ state appropriation for fiscal year 2022 is
40 provided solely to establish a legal financial obligation aid pool to~~

1 assist counties that are obligated to refund legal financial
2 obligations previously paid by defendants whose convictions or
3 sentences were affected by the ~~_____~~ *State v. Blake*
4 ruling. County clerks may apply to the administrative office of the
5 courts for a grant from the pool to assist with extraordinary costs
6 of these refunds. State aid payments made to a county from the pool
7 must first be attributed to any legal financial obligations refunded
8 by the county on behalf of the state. The office must establish an
9 application process for county clerks to seek funding and an
10 equitable prioritization process for distributing the funding.

11 ~~(7))~~ \$44,500,000 of the judicial
12 stabilization trust account—state appropriation is provided solely to
13 assist counties with costs of complying with the *State v. Blake*
14 decision that arise from the county's role in operating the state's
15 criminal justice system, including resentencing, vacating prior
16 convictions for simple drug possession, and certifying refunds of
17 legal financial obligations and collections costs. The office shall
18 contract with counties for judicial, clerk, and prosecution expenses
19 for these purposes.

20 (6) \$46,750,000 of the judicial stabilization trust
21 account—state appropriation is provided solely to establish a legal
22 financial obligation aid pool for counties to refund legal financial
23 obligations and collection costs previously paid by defendants whose
24 convictions have been vacated by court order due to the *State v.*
25 *Blake* ruling. Once a direct refund process is established, superior
26 court clerks or district court administrators must certify, and send
27 to the office, the amount of any refund ordered by the court.

28 (7) ((\$1,782,000)) \$1,665,000 of
29 the general fund—state appropriation for fiscal year 2022 and
30 \$749,000 of the general fund—state appropriation for fiscal year 2023
31 are provided solely for the implementation of Engrossed Second
32 Substitute House Bill No. 1320 (civil protection orders). ((If the
33 bill is not enacted by June 30, 2021, the amounts provided in this
34 subsection shall lapse.))

35 (8) \$68,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$60,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for the implementation of Second
38 Substitute House Bill No. 1219 (youth counsel-dependency). ((If the

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

3 (9) \$110,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$165,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the implementation of House
6 Bill No. 1167 (Thurston county superior court judge). ~~((If the bill~~
7 ~~is not enacted by June 30, 2021, the amount provided in this~~
8 ~~subsection shall lapse.))~~

9 (10) \$1,094,000 of the general fund—state appropriation for
10 fiscal year 2022 and \$1,094,000 of the general fund—state
11 appropriation for fiscal year 2023 are provided solely for the
12 statewide fiscal impact on Thurston county courts. It is the intent
13 of the legislature that this policy will be continued in subsequent
14 fiscal biennia.

15 (11) \$4,505,000 of the general fund—state appropriation for
16 fiscal year 2022 and ~~((\$4,505,000))~~\$7,505,000 of the general fund—
17 state appropriation for fiscal year 2023 are provided solely for
18 implementation of Engrossed Second Substitute Senate Bill No. 5160
19 (landlord-tenant relations), including the management of an eviction
20 resolution pilot program. By June 30, 2022, the
21 ~~((department))~~administrative office of the courts shall provide to
22 the legislature a detailed report of eviction resolution program
23 expenditures and outcomes including but not limited to ~~((the number~~
24 ~~of dispute resolution centers participating in the program,))~~ the
25 number of individuals served by dispute resolution centers in the
26 program, the average cost of resolution proceedings, and the number
27 of qualified individuals who applied but were unable to be served by
28 dispute resolution centers due to lack of funding or other reasons.
29 ~~((If the bill is not enacted by June 30, 2021, the amounts provided~~
30 ~~in this subsection shall lapse.))~~Funding under this subsection for
31 the eviction resolution pilot program is not subject to or
32 conditioned upon adoption of a standing judicial order of an
33 individual superior court.

34 (12) \$325,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$304,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for implementation of Second
37 Substitute Senate Bill No. 5331 (early childhood court program). ~~((If~~
38 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
39 ~~this subsection shall lapse.))~~

1 (13) \$44,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely for implementation of Engrossed
3 Substitute Senate Bill No. 5226 (license suspensions/traffic). (~~If~~
4 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
5 ~~subsection shall lapse.~~)

6 (14) (~~(\$8,000,000)~~) \$3,000,000 of the general fund—state
7 appropriation for fiscal year 2022 (~~(is)~~) and \$3,000,000 of the
8 general fund—state appropriation for fiscal year 2023 are provided
9 solely for distribution to local courts for costs associated with the
10 court-appointed attorney and visitor requirements set forth in the
11 uniform guardianship act in chapter 11.130 RCW. If the amount
12 provided in this subsection is insufficient to fully fund the local
13 court costs, distributions must be reduced on a proportional basis to
14 ensure that expenditures remain within the available funds provided
15 in this subsection. No later than December 31, (~~(2021)~~) 2022, the
16 administrative office of the courts will provide a report on
17 distributions to local courts including, but not limited to, the
18 amount provided to each court, the number of guardianship cases
19 funded at each court, costs segregated by attorney appointments and
20 court visitor appointments, the amount of any pro rata reductions,
21 and a recommendation on how to forecast distributions for potential
22 future funding by the legislature.

23 (15) \$375,000 of the general fund—state appropriation for fiscal
24 year 2022 and (~~(\$285,000)~~) \$3,185,000 of the general fund—state
25 appropriation for fiscal year 2023 are provided solely for lease
26 expenses and costs to relocate staff from the temple of justice to
27 another workspace if the omnibus capital appropriation act provides
28 funding for improvements to the heating, ventilation, lighting, and
29 plumbing improvements to the temple of justice. Staff from the
30 administrative office of the courts shall work with the department of
31 enterprise services and the office of financial management to acquire
32 temporary space in a state owned facility that meets the needs of the
33 supreme court. If a state facility cannot be found, the court may
34 acquire temporary workspace as it chooses.

35 (16) \$63,000 of the general fund—state appropriation
36 for fiscal year 2022 and \$251,000 of the general fund—state
37 appropriation for fiscal year 2023 is provided solely to facilitate
38 and coordinate the scheduling of resentencing hearings for
39 individuals impacted by the State v. Blake decision.

1 (17) \$830,000 of the general fund—state appropriation
2 for fiscal year 2023 is provided solely to address data quality
3 issues across Washington state court management systems.

4 (18) \$2,050,000 of the general fund—state
5 appropriation for fiscal year 2023 is provided solely for assistance
6 to trial courts across the state to address the trial court backlog
7 created by the pandemic through the use of pro tem judges and backlog
8 coordinators.

9 (19) \$5,000,000 of the general fund—state
10 appropriation for fiscal year 2023 is provided solely for audio
11 visual upgrades in courtrooms across the state.

12 (20) \$2,500,000 of the general fund—state
13 appropriation for fiscal year 2022 is provided solely for
14 distribution to the trial courts to address impacts of the COVID-19
15 pandemic.

16 (21) \$4,900,000 of the general fund—state
17 appropriation for fiscal year 2023 is provided solely for the
18 administrative office of the courts to provide grant funding for the
19 creation of new therapeutic courts or the expansion of services being
20 provided to an existing therapeutic court. For purposes of this
21 subsection, "therapeutic court" has the meaning defined in RCW
22 2.30.020. Funding provided under this subsection may not supplant
23 existing funds utilized for this purpose.

24 (22) \$2,469,000 of the general fund—state
25 appropriation for fiscal year 2023 is provided solely for the
26 administrative office of the courts to support community justice
27 counselors and community coordinators that work with municipal and
28 district court drug and therapeutic court programs. The community
29 justice counselors and community coordinators are responsible for
30 working with court participants to ensure connection to community
31 services and existing resources to support completion of court
32 requirements. Funding must be used for a minimum of four municipal
33 court programs, with at least two programs located east of the
34 Cascade mountains and two programs located west of the Cascade
35 mountains, including Spokane county and Snohomish county. Funding may
36 also be used for additional supports for participants, including bus
37 passes and other transportation assistance, basic cell phones and
38 phone cards, and translation services. Counties and cities that

1 receive funding must provide a report back to the administrative
2 office of the courts that shows how funds were expended.

3 (23) \$520,000 of the general fund—state appropriation
4 for fiscal year 2023 is provided solely to establish pilot self-help
5 centers in two courthouses, one on each side of the state.

6 (24) \$82,000 of the general fund—state appropriation
7 for fiscal year 2023 is provided solely for implementation of
8 Engrossed Substitute Senate Bill No. 5490 (interbranch advisory
9 committee). If the bill is not enacted by June 30, 2022, the amount
10 provided in this subsection shall lapse.

11 (25) \$341,000 of the general fund—state appropriation
12 for fiscal year 2023 is provided solely for implementation of
13 Substitute Senate Bill No. 5575 (superior court judges in Snohomish
14 county). If the bill is not enacted by June 30, 2022, the amount
15 provided in this subsection shall lapse.

16 (26) \$116,000 of the general fund—state appropriation
17 for fiscal year 2023 is provided solely for implementation of Senate
18 Bill No. 5788 (minor guardianship). If the bill is not enacted by
19 June 30, 2022, the amount provided in this subsection shall lapse.

20 (27) \$26,000 of the general fund—state appropriation
21 for fiscal year 2023 is provided solely for implementation of
22 Substitute House Bill No. 1773 (assisted outpatient treatment). If
23 the bill is not enacted by June 30, 2022, the amount provided in this
24 subsection shall lapse.

25 (28) \$502,000 of the general fund—state appropriation
26 for fiscal year 2023 is provided solely for implementation of
27 Substitute House Bill No. 1901 (civil protection orders). If the bill
28 is not enacted by June 30, 2022, the amount provided in this
29 subsection shall lapse.

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

37 (a) Collaborate with superior court clerks, district
38 court administrators, and municipal court administrators to prepare

1 comprehensive reports, based on available court records, of all cause
2 numbers impacted by *State v. Blake* going back to 1971; and

3 (b) Establish a process to locate and notify
4 individuals of available refunds and notify those individuals of the
5 application process necessary to claim the refund and issue payment
6 from the legal financial obligation aid pool upon submission and
7 approval of applications. The office shall continue to reimburse
8 counties for any legal and financial obligation refunds made pursuant
9 to a court order pending the implementation of a direct refund
10 process.

11 (30) \$131,000 of the general fund—state appropriation
12 for fiscal year 2023 is provided solely for a court policy analyst
13 position to support the district and municipal court judges'
14 association. The court policy analyst position must assist with the
15 development, implementation, monitoring, and evaluation of district
16 and municipal court programs, court operations, and court costs that
17 relate to the *State v. Blake* decision.

18 (31) \$11,500,000 of the judicial stabilization trust
19 account—state appropriation is provided solely to assist cities with
20 costs of complying with the *State v. Blake* ruling that arise from the
21 city's role in operating the municipal criminal justice system,
22 including resentencing, vacating prior convictions for simple drug
23 possession, and certifying refunds of legal financial obligations and
24 collections costs. The office shall contract with cities for
25 judicial, clerk, prosecution, and defense expenses for these
26 purposes.

27 (32) \$10,000,000 of the judicial stabilization trust
28 account—state appropriation is provided solely to establish a legal
29 financial obligation aid pool for cities to refund legal financial
30 obligations and collection costs previously paid by defendants whose
31 convictions have been vacated by court order due to the *State v.*
32 *Blake* ruling. Once a direct refund process is established, municipal
33 administrators must certify, and send to the office, the amount of
34 any refund ordered by the court.

35 (33) \$1,892,000 of the general fund—state
36 appropriation for fiscal year 2023 is provided solely for
37 distribution to counties to help cover the cost of electronic
38 monitoring with victim notification technology when an individual
39 seeking a protection order requests electronic monitoring with victim

1 notification technology from the court and the respondent is unable
2 to pay.

3 (34) \$266,000 of the general fund—state appropriation
4 for fiscal year 2023 is provided solely for pass-through funding to
5 the Washington association of child advocate programs to hire and
6 coordinate AmeriCorps members to assist in community-based
7 recruitment activities to promote child advocates and the need for
8 volunteers, develop and distribute recruitment materials, and assist
9 volunteers in preparing for required training. No later than June 30,
10 2023, the Washington association of child advocate programs must
11 submit a report to the appropriate committees of the legislature on
12 the efficacy of the program in recruiting volunteers.

13 (35) \$1,785,000 of the general fund—federal
14 appropriation (CRF) is provided solely for COVID-19 response
15 expenditures in fiscal year 2022. This funding expires December 31,
16 2021.

17 **Sec. 115 .**

18 2021 c 334 s 116 (uncodified) is amended to read as follows:

19 **FOR THE OFFICE OF PUBLIC DEFENSE**

20	General Fund—State Appropriation (FY 2022)	
21	((\$53,975,000))	
22		<u>\$54,491,000</u>
23	General Fund—State Appropriation (FY 2023)	
24	((\$54,202,000))	
25		<u>\$58,566,000</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>\$3,907,000</u>
31	TOTAL APPROPRIATION.	((\$112,465,000))
32		<u>\$117,356,000</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
12 for fiscal year 2022 and \$1,008,000 of the general fund—state
13 appropriation for fiscal year 2023 are provided solely for the
14 implementation of a triage team to provide statewide support to the
15 management and flow of hearings for individuals impacted by the *State*
16 *v. Blake* decision.

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

21 (8) \$20,000 of the general fund—state appropriation
22 for fiscal year 2023 is provided solely for the office of public
23 defense to research and develop a proposal to assume the effective
24 and efficient statewide administration of legal defense services for
25 indigent persons who are involved in proceedings under chapter 10.77
26 RCW (criminally insane). By December 1, 2022, the office of public
27 defense shall submit the proposal to the appropriate policy and
28 fiscal committees of the legislature.

29 (a) In developing its proposal, the office of public
30 defense must consult with interested persons, including local public
31 defense agencies, the Washington defender association, the Washington
32 association of criminal defense lawyers, the administrative office of
33 the courts, the Washington association of prosecuting attorneys,
34 disability rights Washington, current and former patients at eastern
35 state hospital and western state hospital, the superior court judges
36 association, the Washington state association of counties, the public
37 safety review panel, and the department of social and health
38 services.

1 (b) The office of public defense may provide a stipend
2 for travel and other expenses to stakeholders for time spent
3 participating in focus groups or interviews. The office may not
4 provide a stipend to any public employees or to other stakeholders
5 participating within the scope of their employment.

6 (c) At a minimum, the proposal should identify:

7 (i) Procedures to manage costs and require
8 accountability consistent with the right to counsel under both the
9 United States Constitution and the Washington state Constitution;

10 (ii) Statutory amendments necessary to implement the
11 proposal;

12 (iii) Appropriate practice standards for defense of
13 indigent persons involved in proceedings under chapter 10.77 RCW,
14 including procedures to implement representation consistent with
15 State v. Fletcher, No. 33810-0-III (Wn. Ct. App., Mar. 16, 2017);

16 (iv) An estimated number of attorneys and defense
17 social workers statewide who are qualified to provide effective
18 defense representation in these cases, an estimate of reasonable
19 compensation for attorneys and social workers, and estimated annual
20 costs of investigative and expert services required in these cases;

21 (v) The total cost necessary to implement the proposal
22 statewide for the 2023-2025 fiscal biennium, including all staffing
23 and administrative costs for the office of public defense
24 administration; and

25 (vi) Possible savings to the state and counties that
26 might result from implementing the proposal.

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

31 **Sec.**

116

2021 c 334 s 117 (uncodified) is amended to read as follows:

FOR THE OFFICE OF CIVIL LEGAL AID

General Fund—State Appropriation (FY 2022)

((\$41,280,000))

\$41,710,000

General Fund—State Appropriation (FY 2023)

((\$42,685,000))

1		<u>\$51,001,000</u>
2	General Fund—Federal Appropriation.	\$379,000
3	Judicial Stabilization Trust Account—State	
4	Appropriation.	\$1,464,000
5	TOTAL APPROPRIATION.	((\$85,808,000))
6		<u>\$94,554,000</u>

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

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

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

20 (3) \$568,000 of the general fund—state appropriation for fiscal
21 year 2022 is appropriated solely to continue and expand civil legal
22 representation for tenants in eviction cases.

23 (4) Up to \$165,000 of the general fund—state appropriation for
24 fiscal year 2022 may be used to wind down the children's
25 representation study authorized in section 28, chapter 20, Laws of
26 2017 3rd sp. sess.

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

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

1 (7) (~~(\$10,772,000)~~) \$11,122,000 of the general fund—state
2 appropriation for fiscal year 2022 and (~~(\$11,478,000)~~) \$12,957,000 of
3 the general fund—state appropriation for fiscal year 2023 are
4 provided solely for implementation of Engrossed Second Substitute
5 Senate Bill No. 5160 (landlord-tenant relations), including
6 representation of indigent tenants in unlawful detainer cases. By
7 June 30, 2022, the department shall provide to the legislature a
8 detailed report of program expenditures and outcomes including but
9 not limited to the number of individuals served, the average cost of
10 a representation case, and the number of qualified individuals who
11 qualified for but were unable to receive representation for funding
12 or other reasons. (~~(If the bill is not enacted by June 30, 2021, the~~
13 ~~amounts provided in this subsection shall lapse.)~~)

14 (8) \$600,000 of the general fund—state appropriation for fiscal
15 year 2022 and (~~(\$600,000)~~) \$2,250,000 of the general fund—state
16 appropriation for fiscal year 2023 are provided solely to
17 (~~(provide)~~) continue and expand online automated plain language forms,
18 outreach, education, technical assistance, and (~~(some)~~) legal
19 assistance to help resolve civil matters (~~(surrounding)~~) relating to
20 legal financial obligations and vacating the sentences of defendants
21 whose convictions or sentences are affected by the *State v. Blake*
22 decision.

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

30 (10) \$2,000,000 of the general fund—state
31 appropriation for fiscal year 2023 is provided solely to support
32 civil legal information, advice, and representation to tenants at
33 risk of eviction and against whom an unlawful detainer action has not
34 yet been commenced.

35 (11) \$350,000 of the general fund—state appropriation
36 for fiscal year 2023 is provided solely to the office of civil legal
37 aid to establish a legal advice phone line to provide guidance and
38 legal advice for kinship caregivers. The phone line must be staffed
39 by two FTE contracted attorneys that have experience with kinship

1 care, guardianship statutes, the child welfare system, and issues
2 relating to legal custody.

3 (12) \$2,000,000 of the general fund—state
4 appropriation for fiscal year 2023 is provided solely for the office
5 of legal aid to expand civil legal aid services for survivors of
6 domestic violence, including legal services for protection order
7 proceedings, family law cases, immigration assistance, and other
8 civil legal issues arising from or related to the domestic violence
9 they experienced.

10 (13) \$500,000 of the general fund—state appropriation
11 for fiscal year 2023 is provided solely for the office of civil legal
12 aid to expand the statewide reentry legal aid project as established
13 in section 115(12), chapter 357, Laws of 2020.

14 **Sec.**

14 **117**

15 2021 c 334 s 118 (uncodified) is amended to read as follows:

16 **FOR THE OFFICE OF THE GOVERNOR**

17 General Fund—State Appropriation (FY 2022)

18 (~~(\$11,093,000)~~)

19 \$11,766,000

20 General Fund—State Appropriation (FY 2023)

21 (~~(\$10,920,000)~~)

22 \$16,207,000

23 Economic Development Strategic Reserve Account—State

24 Appropriation. \$5,000,000

25 TOTAL APPROPRIATION. (~~(\$27,013,000)~~)

26 \$32,973,000

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

29 (1) (~~(\$703,000)~~)\$917,000 of the general fund—state appropriation
30 for fiscal year 2022 and (~~(\$803,000)~~)\$1,146,000 of the general fund—
31 state appropriation for fiscal year 2023 are provided solely for the
32 office of the education ombuds.

33 (2) \$1,289,000 of the general fund—state appropriation for fiscal
34 year 2022 and (~~(\$1,289,000)~~)\$3,545,000 of the general fund—state
35 appropriation for fiscal year 2023 are provided solely to implement
36 the provisions of chapter 332, Laws of 2020 (state equity office).

37 (3) \$123,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$118,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for implementation of Engrossed
2 Substitute Senate Bill No. 5119 (individuals in custody). (~~If the~~
3 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
4 ~~subsection shall lapse.~~)

5 (4) (~~(\$230,000)~~)\$180,000 of the general fund—state appropriation
6 for fiscal year 2022 and (~~(\$120,000)~~)\$209,000 of the general fund—
7 state appropriation for fiscal year 2023 are provided solely for
8 implementation of Engrossed Second Substitute Senate Bill No. 5126
9 (climate commitment act). (~~If the bill is not enacted by June 30,~~
10 ~~2021, the amounts provided in this subsection shall lapse.~~)

11 (5) \$33,000 of the general fund—state appropriation for fiscal
12 year 2022 is provided solely for the office of the education ombuds
13 to support the language access work group that is reconvened and
14 expanded in section 501(3)(g) of this act.

15 (6) (a) \$20,000 of the general fund—state appropriation for fiscal
16 year 2022 is provided solely for the Washington state LGBTQ
17 commission, in collaboration with the health care authority,
18 department of health, advocates for people living with HIV in
19 Washington, consumers, and medical professionals with expertise in
20 serving the medicaid population living with HIV, to consider and
21 develop recommendations regarding:

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

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

27 (iii) Maximizing pharmaceutical drug rebates for HIV
28 antiretroviral drugs.

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

32 (7) \$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 cost to support the blue
35 ribbon commission on the intersection of the criminal justice and
36 behavioral health crisis systems that will be established by governor
37 executive order.

38 (8) Within the amounts appropriated in this section, the
39 Washington state office of equity must cofacilitate the Washington

1 digital equity forum, as provided in section 129(70) of this act,
2 with the statewide broadband office.

3 (9) \$80,000 of the general fund—state appropriation
4 for fiscal year 2023 is provided solely for the office of equity to
5 develop resources and provide technical assistance to state agencies
6 on best practices on how to engage communities regarding equity and
7 inclusion when creating equitable budget and policy recommendations.

8 (10) \$350,000 of the general fund—state appropriation
9 for fiscal year 2022 and \$25,000 of the general fund—state
10 appropriation for fiscal year 2023 is provided solely to complete an
11 analysis on options to replace the benefits of the four lower Snake
12 river dams as part of a comprehensive salmon recovery strategy for
13 the Columbia and Snake river basins. The analysis shall be completed
14 by July 30, 2022.

15 (11) Within the amounts appropriated in this section,
16 the governor's office must convene a clean energy workforce
17 transition work group including, but not limited to, the department
18 of commerce, the department of ecology, the employment security
19 department, and representatives of business and labor. The work group
20 must assess workforce development impacts of the effects of climate
21 change as well as the impact of the state's strategies to building a
22 just transition to a clean economy and develop policy and practice
23 recommendations on emerging issues in workforce development related
24 to climate change. By December 1, 2022, the work group must submit
25 its report and recommendations to the appropriate committees of the
26 legislature in an electronic format as required by RCW 43.01.036.

27 (12) \$50,000 of the general fund—state appropriation
28 for fiscal year 2022 and \$250,000 of the general fund—state
29 appropriation for fiscal year 2023 are provided solely for the
30 governor to invite federally recognized tribes, legislative
31 leadership, local governments, agricultural producers, commercial and
32 recreational fisher organizations, business organizations, salmon
33 recovery organizations, forestry and agriculture organizations, and
34 environmental organizations to participate in a process facilitated
35 by an independent entity to develop recommendations on proposed
36 changes in policy and spending priorities to improve riparian habitat
37 to ensure salmon and steelhead recovery.

38 (a) The recommendations must include:

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

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

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

7 (iv) Financial incentives for landowners to protect
8 and restore streamside habitat;

9 (v) Recommendations to improve salmon recovery program
10 coordination among state agencies; and

11 (vi) Recommendations for additional changes when
12 voluntary measures and financial incentives do not achieve streamside
13 protection and restoration.

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

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

20 (13) \$207,000 of the general fund—state appropriation
21 for fiscal year 2023 is provided solely for the office of equity to
22 address additional workload created by legislation enacted during the
23 2021 legislative session.

24 (14) \$609,000 of the general fund—state appropriation
25 for fiscal year 2023 is provided solely for the office of equity to
26 establish and support a community engagement board.

27 (15) \$40,000 of the general fund—state appropriation
28 for fiscal year 2022 and \$160,000 of the general fund—state
29 appropriation for fiscal year 2023 are provided solely for the office
30 of equity to collaborate with the commission on African American
31 affairs, the commission on Asian Pacific American affairs, the
32 commission on Hispanic affairs, and the governor's office of Indian
33 affairs to engage contractors to conduct the analyses funded in
34 sections 121(4), 122(1), 122(2), 133, and 134(2) of this act.

35 (16) \$175,000 of the general fund—state appropriation
36 for fiscal year 2023 is provided solely for implementation of
37 Engrossed Second Substitute House Bill No. 1723 (digital equity act).
38 If the bill is not enacted by June 30, 2022, the amount provided in
39 this subsection shall lapse.

Sec. 118 .

2021 c 334 s 119 (uncodified) is amended to read as follows:

FOR THE LIEUTENANT GOVERNOR

General Fund—State Appropriation (FY 2022)	
((\$1,880,000))	
	<u>\$1,863,000</u>
General Fund—State Appropriation (FY 2023)	
((\$1,598,000))	
	<u>\$1,456,000</u>
General Fund—Private/Local Appropriation.	\$90,000
TOTAL APPROPRIATION.	((\$3,568,000))
	<u>\$3,409,000</u>

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

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

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

Sec. 119 .

2021 c 334 s 120 (uncodified) is amended to read as follows:

FOR THE PUBLIC DISCLOSURE COMMISSION

General Fund—State Appropriation (FY 2022)	
((\$5,724,000))	
	<u>\$5,745,000</u>
General Fund—State Appropriation (FY 2023)	
((\$5,545,000))	
	<u>\$5,991,000</u>
Public Disclosure Transparency Account—State	
Appropriation.	((\$1,014,000))
	<u>\$934,000</u>
TOTAL APPROPRIATION.	((\$12,283,000))

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

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

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

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

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

Sec. 120

2021 c 334 s 121 (uncodified) is amended to read as follows:

FOR THE SECRETARY OF STATE

General Fund—State Appropriation (FY 2022)	
((\$20,922,000))	
	<u>\$22,662,000</u>
General Fund—State Appropriation (FY 2023)	
((\$31,158,000))	
	<u>\$49,118,000</u>
General Fund—Federal Appropriation.	((\$12,760,000))
	<u>\$12,894,000</u>
Public Records Efficiency, Preservation, and Access	
Account—State Appropriation.	((\$10,005,000))
	<u>\$10,606,000</u>
Charitable Organization Education Account—State	
Appropriation.	((\$901,000))
	<u>\$1,367,000</u>
Washington State Library Operations Account—State	
Appropriation.	((\$11,698,000))
	<u>\$14,607,000</u>

1	Local Government Archives Account—State	
2	Appropriation.	((\$10,120,000))
3		<u>\$10,937,000</u>
4	Election Account—Federal Appropriation.	((\$4,368,000))
5		<u>\$4,401,000</u>
6	<u>Coronavirus State Fiscal Recovery Fund</u>	
7	==	
8	<u>Federal</u>	
9	<u>Appropriation</u>	
9	<u>\$405,000</u>	
10	<u>Personnel Service Account</u>	
10		==
11	<u>State Appropriation</u>	<u>\$1,276,000</u>
12	TOTAL APPROPRIATION.	((\$101,932,000))
13		<u>\$128,273,000</u>

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

16 (1) \$2,498,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$12,196,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely to reimburse counties for the
19 state's share of primary and general election costs and the costs of
20 conducting mandatory recounts on state measures. Counties shall be
21 reimbursed only for those costs that the secretary of state validates
22 as eligible for reimbursement.

23 (2) (a) \$3,051,500 of the general fund—state appropriation for
24 fiscal year 2022 and \$3,051,500 of the general fund—state
25 appropriation for fiscal year 2023 are provided solely for
26 contracting with a nonprofit organization to produce gavel-to-gavel
27 television coverage of state government deliberations and other
28 events of statewide significance during the 2021-2023 fiscal
29 biennium. The funding level for each year of the contract shall be
30 based on the amount provided in this subsection. The nonprofit
31 organization shall be required to raise contributions or commitments
32 to make contributions, in cash or in kind, in an amount equal to
33 forty percent of the state contribution. The office of the secretary
34 of state may make full or partial payment once all criteria in this
35 subsection have been satisfactorily documented.

36 (b) The legislature finds that the commitment of on-going funding
37 is necessary to ensure continuous, autonomous, and independent
38 coverage of public affairs. For that purpose, the secretary of state

1 shall enter into a contract with the nonprofit organization to
2 provide public affairs coverage.

3 (c) The nonprofit organization shall prepare an annual
4 independent audit, an annual financial statement, and an annual
5 report, including benchmarks that measure the success of the
6 nonprofit organization in meeting the intent of the program.

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

10 (i) Attempting to influence the passage or defeat of any
11 legislation by the legislature of the state of Washington, by any
12 county, city, town, or other political subdivision of the state of
13 Washington, or by the congress, or the adoption or rejection of any
14 rule, standard, rate, or other legislative enactment of any state
15 agency;

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

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

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

22 (4) \$75,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$75,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for humanities Washington
25 speaker's bureau community conversations.

26 (5) \$114,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$114,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for election reconciliation
29 reporting. Funding provides for one staff to compile county
30 reconciliation reports, analyze the data, and to complete an annual
31 statewide election reconciliation report for every state primary and
32 general election. The report must be submitted annually on July 31,
33 beginning July 31, 2021, to legislative policy and fiscal committees.
34 The annual report must include statewide analysis and by county
35 analysis on the reasons for ballot rejection and an analysis of the
36 ways ballots are received, counted, rejected and cure data that can
37 be used by policymakers to better understand election administration.

38 (6) \$546,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$546,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for staff dedicated to the
2 maintenance and operations of the voter registration and election
3 management system. These staff will manage database upgrades,
4 database maintenance, system training and support to counties, and
5 the triage and customer service to system users.

6 (7) \$626,000 of the public records efficiency, preservation, and
7 access account—state appropriation is provided solely for additional
8 project staff to pack, catalog, and move the states archival
9 collection in preparation for the move to the new library archives
10 building that will be located in Tumwater.

11 (8) Within existing resources, the office of the secretary of
12 state must research and evaluate availability of online trainings to
13 include, but not be limited to, job-related, educational, and
14 information technology trainings that are available free of charge.
15 The office must compare those to the online trainings available from
16 the Microsoft linked in academy. The office must report the
17 comparative findings to fiscal committees of the legislature by
18 September 1, 2022.

19 (9) \$251,000 of the general fund—state appropriation for fiscal
20 year 2022 is provided solely for implementation of Substitute Senate
21 Bill No. 5034 (nonprofit corporations). ~~((If the bill is not enacted
22 by June 30, 2021, the amount provided in this subsection shall
23 lapse.))~~

24 (10) \$269,000 of the government archives account—state
25 appropriation is provided solely for implementation of Senate Bill
26 No. 5019 (recording standards commission). ~~((If the bill is not
27 enacted by June 30, 2021, the amount provided in this subsection
28 shall lapse.))~~

29 (11) \$1,000,000 of the general fund—federal appropriation (ARPA)
30 is provided solely for humanities Washington to provide grants to
31 humanities organizations in Washington state pursuant to the American
32 rescue plan act of 2021, P.L. 117-2. Of the amounts provided in this
33 subsection:

34 (a) Forty percent must be used for grants to state humanities
35 organizations' programming and general operating expenses to cover up
36 to 100 percent of the costs of the programs which the grants support,
37 to prevent, prepare for, respond to, and recover from coronavirus;
38 and

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

6 (12) \$3,600,000 of the general fund—federal appropriation (ARPA)
7 is provided to the state library as the designated state library
8 administrative agency solely to administer and distribute institute
9 of museum and library services grants to museums, tribal partners,
10 and libraries for eligible expenses and services. Pursuant to federal
11 directive, no more than four percent of distributed funds may be held
12 for grant administration.

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

18 (14) \$300,000 of the general fund—state appropriation
19 for fiscal year 2022 and \$700,000 of the general fund—state
20 appropriation for fiscal year 2023 are provided solely for a contract
21 with humanities Washington to expand the prime time family reading
22 program.

23 (15) \$8,000,000 of the general fund—state
24 appropriation for fiscal year 2023 is provided solely for:

25 (a) Funding the security operations center, including
26 identified needs for expanded operations, systems, technology tools,
27 training resources;

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

31 (c) Expanding security assessments, threat monitoring,
32 enhanced security training; and

33 (d) Providing grants to county partners to address
34 identified threats and expand existing grants and contracts with
35 other public and private organizations such as the Washington
36 military department, national guard, private companies providing
37 cyber security, and county election offices.

38 (16) \$1,276,000 of the personnel service account—state
39 appropriation is provided solely for administration of the

1 productivity board established in chapter 41.60 RCW. The secretary of
2 state shall convene the first meeting of the board by September 1,
3 2022. By June 30, 2023, the board must provide the legislature and
4 all other state agencies with a topical list of all productivity
5 awards granted in fiscal year 2023 for the purpose of providing
6 agencies with the opportunity to adopt or modify for agency use the
7 suggestions identified by awardees.

8 (17) \$405,000 of the coronavirus state fiscal recovery
9 fund—federal appropriation is provided solely for TVW equipment
10 upgrades, including new encoders and router cards, and a refresh of
11 its robotics system.

12 (18) \$55,000 of the general fund—state appropriation
13 for fiscal year 2023 is provided solely for upgrading technology and
14 usefulness of a conference room in the main office of the secretary
15 of state with modern telecommunications tools and technology and
16 increasing privacy.

17 (19) \$25,000 of the general fund—state appropriation
18 for fiscal year 2023 is provided solely for implementing a voter
19 registration system in conjunction with the department of licensing,
20 department of social and health services, health benefit exchange,
21 and county election officials by December 31, 2023, that uses
22 information and documentation already presented by eligible agency
23 customers to automatically transmit information necessary for voter
24 registration and voter registration updates, and enables applicants
25 to make a decision about voter registration and any necessary
26 corrections by returning a notice mailed by election officials. The
27 proposal shall consider upgraded systems implemented in Colorado and
28 other states to enact this change in their voter registration system
29 in 2022. Recommendations must be developed with the full
30 participation of community organizations that work in support of
31 civic engagement. The secretary shall present their recommendations,
32 and any barriers to their implementation, to the legislature by
33 December 1, 2022.

34 (20) \$2,534,000 of the general fund—state
35 appropriation for fiscal year 2023 is provided solely for grants to
36 counties to support voter registration and voting within county
37 jails. Grants may be used to develop and implement a plan to increase
38 voting amongst the jail population, create voting materials specific
39 to the jail population, purchase supplies and equipment for voting in

1 jails, and provide direct staffing in jails to support voting
2 activities. Each county grantee must submit a postelection report by
3 February 1, 2023, to the secretary of state detailing the use of
4 grant funding, evaluation of the grant's overall effectiveness in
5 achieving its objective to increase voter registration and voting of
6 the jailed population, and recommendations regarding best practices
7 and law changes, if needed. Of the amounts provided in this
8 subsection, up to \$100,000 may be used for the office of the
9 secretary of state to compile the reports received in this subsection
10 into a single report. The report must include an analysis of the
11 county grant projects, including recommended policies and procedures
12 for county jails regarding inmate voting. The report must be
13 delivered to the governor and legislature by June 30, 2023.

14 (21) \$100,000 of the general fund—state appropriation
15 for fiscal year 2023 is provided to the state library to develop a
16 digital literacy assessment tool and protocol to be used by
17 organizations that provide digital literacy support; conduct a
18 baseline assessment of digital readiness for a representative sample
19 of Washington residents; and publish the assessment tool, protocol,
20 and baseline assessment findings on the state library website for
21 public use by June 1, 2023. The office must also submit a report to
22 the governor and legislature by June 1, 2023, that describes the
23 tool, protocol, and assessment findings.

24 (22) \$250,000 of the general fund—state appropriation
25 for fiscal year 2022 is provided solely for the office to contract
26 with the University of Washington Evans school of public policy and
27 governance to review the data used in the 2022 state auditor's
28 performance audit titled "evaluating Washington's ballot rejection
29 rates," which found that voters from certain counties, younger
30 voters, male voters, Black voters, Native American voters, and Latino
31 voters were more likely to have their ballots rejected. The review
32 must include an analysis of: (a) Voter interaction with the vote-by-
33 mail and ballot return process; (b) circumstances in which voted
34 returned ballots are not accepted due to signature mismatch,
35 including whether the ballot was rejected due to late return, a
36 signature by another person, a blank signature line, a different name
37 used, or the signature could not conclude that the voter was the
38 signatory; (c) processes used by county election offices to allow
39 voters to cure ballots; (d) methods in which counties collect,
40 maintain, and update voter signatures on file; (e) communication with

1 voters concerning how to prepare and return a voted ballot for
2 counting; (f) best practices for curing rejected signatures; and (e)
3 education and outreach methods emphasizing the importance of voter
4 signatures on voted returned ballots with a focus on increasing
5 successful voting. The results of the analysis must be reported to
6 the governor and the appropriate committees of the legislature by
7 October 15, 2022.

8 (23) \$500,000 of the general fund—state appropriation
9 for fiscal year 2023 is provided solely for implementation of Second
10 Substitute House Bill No. 1835 (postsecondary enrollment). If the
11 bill is not enacted by June 30, 2022, the amount provided in this
12 subsection shall lapse.

13 (24) \$1,000 is for implementation of Engrossed
14 Substitute House Bill No. 1357 (voters' pamphlets overseas).

15 **Sec.**

121

16 2021 c 334 s 122 (uncodified) is amended to read as follows:

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

18 General Fund—State Appropriation (FY 2022)	((\$905,000))
	<u>\$943,000</u>
20 General Fund—State Appropriation (FY 2023)	((\$401,000))
	<u>\$1,159,000</u>
22 TOTAL APPROPRIATION.	((\$1,306,000))
	<u>\$2,102,000</u>

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

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

35 (2) \$500,000 of the general fund—state appropriation for fiscal
36 year 2022 is provided solely for the governor's office of Indian
37 affairs to engage in a process to develop recommendations on
38 improving executive and legislative tribal relationships. In

1 developing the recommendations, the governor's office of Indian
2 affairs may contract with a third party facilitator.

3 (a) The governor's office of Indian affairs or the contracted
4 third party must host and facilitate discussions between the
5 executive branch, the legislative branch, and Indian tribes as
6 defined in RCW 43.376.010 to develop the recommendations.

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

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

13 (ii) The consultation processes; and

14 (iii) Training to be provided to state agencies and the
15 legislature.

16 (3) (a) \$350,000 of the general fund—state
17 appropriation for fiscal year 2023 is provided solely for the
18 governor's office of Indian affairs to expand capacity of the office
19 to improve state and local executive and tribal relationships. Funds
20 must be used to support:

21 (i) Consultation with tribes and local governments on
22 implementation of the climate commitment act and growth management
23 act;

24 (ii) Government-to-government engagement on natural
25 resources, environment, and infrastructure;

26 (iii) Consultation with tribes and local governments
27 on tribal legal definitions;

28 (iv) Early engagement on legislative and executive
29 consultation and dispute resolution policy and processes with all
30 agencies; and

31 (v) Coordination with a third party to facilitate
32 roundtable meetings for agencies, tribes, and stakeholders to assess
33 and provide recommendations in a report for streamlining statewide
34 salmon recovery planning, policy, programs, and budgets. The report
35 should be provided to the appropriate committees in the legislature
36 by June 30, 2023.

37 (b) The legislature intends to provide additional
38 funding for activities under this subsection (3) in the next fiscal
39 biennium.

1 every student succeeds act consolidated plan; and identify
2 performance measures to monitor adequate yearly progress. The
3 contractor shall submit a study update by December 1, 2022, and
4 submit a final report by June 30, 2023, to the educational
5 opportunity gap oversight and accountability committee, the governor,
6 the superintendent of public instruction, the state board of
7 education, and the education committees of the legislature.

8 (2) \$40,000 of the general fund
9 _____ state appropriation for fiscal year 2022 and
10 \$160,000 of the general fund _____
11 state appropriation for fiscal year 2023 are provided solely for the
12 commission to collaborate with the office of equity to engage a
13 contractor to conduct a detailed analysis of the opportunity gap for
14 Native Hawaiian and Pacific Islander students; develop
15 recommendations for continuing efforts to close the educational
16 opportunity gap while meeting the state's academic achievement
17 indicators as identified in the state's every student succeeds act
18 consolidated plan; and identify performance measures to monitor
19 adequate yearly progress. The contractor shall submit a study update
20 by December 1, 2022, and submit a final report by June 30, 2023, to
21 the educational opportunity gap oversight and accountability
22 committee, the governor, the superintendent of public instruction,
23 the state board of education, and the education committees of the
24 legislature.

25 **Sec. 123 .**

26 2021 c 334 s 124 (uncodified) is amended to read as follows:

27 **FOR THE STATE TREASURER**

28	General Fund—State Appropriation (FY 2022).	\$250,000
29	General Fund—State Appropriation (FY 2023).	\$250,000
30	State Treasurer's Service Account—State	
31	Appropriation.	((\$20,375,000))
32		\$21,396,000
33	TOTAL APPROPRIATION.	((\$20,875,000))
34		\$21,896,000

35 The appropriation in this section is subject to the following
36 conditions and limitations:

37 (1) \$250,000 of the general fund—state appropriation
38 for fiscal year 2022 and \$250,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for
2 implementation of Engrossed Substitute House Bill No. 1189 (tax
3 increment financing). (~~If the bill is not enacted by June 30, 2021,~~
4 ~~the amounts provided in this subsection shall lapse.~~)

5 (2) \$450,000 of the state treasurer's service account—
6 state appropriation is provided to establish a committee on the
7 program impacts of the Washington future fund "baby bonds" investment
8 model on wealth gaps and provides expenditure authority for one
9 additional FTE for ongoing policy and program analysis. The committee
10 shall consult with experts to study and gather data on inequities
11 including racial wealth gaps in Washington and examine how investment
12 programs such as the Washington future fund program or similar "baby
13 bonds" investment programs can impact wealth inequities and the
14 future financial stability of the Washington state treasury. The
15 committee will analyze the Washington future fund and other "baby
16 bonds" investment models and provide recommendations for program
17 implementation.

18 (a) At a minimum, the committee will consist of the
19 state treasurer, or the state treasurer's designee, as chair of the
20 committee, one member from each of the two largest caucuses of the
21 senate appointed by the president of the senate, one member from each
22 of the two largest caucuses of the house of representatives appointed
23 by the speaker of the house of representatives, three members from
24 communities with lived experience as appointed by the state
25 treasurer, and three members from economic empowerment organizations
26 as appointed by the state treasurer. The committee will ensure that
27 opportunity for input from interested stakeholders is provided. The
28 state treasurer's office shall provide staff resources and assistance
29 to the committee as needed.

30 (b) The committee may consult with the state
31 investment board, the Washington health care authority, the
32 Washington state housing finance commission, the department of social
33 and health services, the department of commerce, and other agencies
34 as necessary.

35 (c) When analyzing the Washington future fund and
36 other "baby bonds" investment models, the committee must:

37 (i) Study how similar programs have been developed and
38 established in other jurisdictions;

1 (ii) Address eligibility criteria for account
2 establishment, residency requirements, eligibility for account
3 access, and approved use of funds;

4 (iii) Address all financial and fiscal aspects of the
5 program, including the long-term costs of establishing the fund,
6 estimated annual appropriations, how funds would be invested and
7 estimated payouts, what agency or agencies would be responsible for
8 management of the accounts, what agency or agencies would be
9 responsible for verifying applicant eligibility, and administrative
10 and technology costs of establishing and maintaining the program; and

11 (iv) Address any legal barriers or risks in
12 establishing the program including state constitutional limitations
13 and avoiding the creation of fiduciary duties or contractual rights
14 with program participants.

15 (d) The committee will report on the findings of the
16 data collection, analysis, and any recommendations for legislative
17 action to the legislature by December 1, 2022.

18 (e) The state treasurer may include these
19 recommendations in draft legislation for the Washington future fund.

20 **Sec.**

124

21 2021 c 334 s 125 (uncodified) is amended to read as follows:

22 **FOR THE STATE AUDITOR**

23	General Fund—State Appropriation (FY 2022)	((\$613,000))
24		<u>\$463,000</u>
25	General Fund—State Appropriation (FY 2023)	
26	((\$1,062,000))	
27		<u>\$1,812,000</u>
28	Auditing Services Revolving Account—State	
29	Appropriation.	((\$14,456,000))
30		<u>\$16,339,000</u>
31	Performance Audits of Government Account—State	
32	Appropriation.	((\$1,683,000))
33		<u>\$1,722,000</u>
34	TOTAL APPROPRIATION.	((\$17,814,000))
35		<u>\$20,336,000</u>

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

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

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

15 (3) \$825,000 of the auditing services revolving account—state
16 appropriation is provided solely for accountability and risk based
17 audits.

18 (4) (~~(\$585,000)~~)\$435,000 of the general fund—state appropriation
19 for fiscal year 2022 and (~~(\$1,030,000)~~)\$1,180,000 of the general fund
20 —state appropriation for fiscal year 2023 are provided solely for the
21 implementation of Engrossed Second Substitute House Bill No. 1089
22 (law enforcement audits). (~~(If the bill is not enacted by June 30,~~
23 ~~2021, the amounts provided in this subsection shall lapse.)~~)

24 (5) \$600,000 of the general fund—state appropriation
25 for fiscal year 2023 is provided solely for the state auditor to
26 conduct critical infrastructure penetration test audits on local
27 governments.

28 (6) By January 31, 2023, the state auditor must
29 provide a publicly accessible searchable system on its website
30 containing the project information and other expenditure information
31 included in the annual report required under RCW 82.14.370(3) for
32 each county. The searchable system must also include the total amount
33 of revenue collected by the county under this section in the prior
34 fiscal year. This searchable system applies to reports filed in 2022
35 and thereafter.

36 **Sec.**

125

37 2021 c 334 s 126 (uncodified) is amended to read as follows:

38 **FOR THE CITIZENS' COMMISSION ON SALARIES FOR ELECTED OFFICIALS**

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

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

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

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

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

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

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

4 (8) \$28,000 of the legal services revolving fund—state
5 appropriation is provided solely for implementation of Engrossed
6 Second Substitute Senate Bill No. 5022 (recycling, waste and litter).
7 ~~((If the bill is not enacted by June 30, 2021, the amount provided in
8 this subsection shall lapse.))~~

9 (9) \$584,000 of the legal services revolving fund—state
10 appropriation is provided solely for implementation of Engrossed
11 Second Substitute Senate Bill No. 5051 (peace & correction officers).
12 ~~((If the bill is not enacted by June 30, 2021, the amount provided in
13 this subsection shall lapse.))~~

14 ~~((10) ((\$1,241,000 of the consumer privacy account state
15 appropriation is provided solely for implementation of Second
16 Substitute Senate Bill No. 5062 (data). If the bill is not enacted by
17 June 30, 2021, the amount provided in this subsection shall lapse.~~

18 ~~((11))~~ (11) \$122,000 of the legal services revolving
19 account—state appropriation is provided solely for implementation of
20 Engrossed Substitute Senate Bill No. 5096 (capital gains tax). ~~((If
21 the bill is not enacted by June 30, 2021, the amount provided in this
22 subsection shall lapse.~~

23 ~~((12))~~ (11) \$256,000 of the legal services
24 revolving fund—state appropriation is provided solely for
25 implementation of Engrossed Substitute Senate Bill No. 5097 (paid
26 leave coverage). ~~((If the bill is not enacted by June 30, 2021, the
27 amount provided in this subsection shall lapse.~~

28 ~~((13) \$170,000))~~ (12) \$284,000 of the legal
29 services revolving fund—state appropriation is provided solely for
30 implementation of Engrossed Second Substitute Senate Bill No. 5126
31 (climate commitment). ~~((If the bill is not enacted by June 30, 2021,
32 the amount provided in this subsection shall lapse.~~

33 ~~((14))~~ (13) \$395,000 of the legal services
34 revolving account—state appropriation is provided solely for
35 implementation of Engrossed Substitute Senate Bill No. 5141
36 (environmental justice task force). ~~((If the bill is not enacted by
37 June 30, 2021, the amount provided in this subsection shall lapse.~~

38 ~~((15))~~ (14) \$1,198,000 of the legal services
39 revolving account—state appropriation is provided solely for

1 implementation of Engrossed Second Substitute Senate Bill No. 5163
2 (conditionally released SVPs). (~~If the bill is not enacted by June~~
3 ~~30, 2021, the amount provided in this subsection shall lapse.~~

4 ~~(16))~~ (15) \$218,000 of the general fund—
5 state appropriation for fiscal year 2022 and \$5,107,000 of the
6 general fund—state appropriation for fiscal year 2023 are provided
7 solely for implementation of Engrossed Second Substitute Senate Bill
8 No. 5259 (law enforcement data). (~~If the bill is not enacted by June~~
9 ~~30, 2021, the amounts provided in this subsection shall lapse.~~

10 ~~(17) \$1,485,000))~~ (16) \$693,000 of the
11 general fund—state appropriation for fiscal year 2022 and
12 ~~((\$958,000))~~ \$1,750,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for implementation of a program
14 for receiving and responding to tips from the public regarding risks
15 or potential risks to the safety or well-being of youth, called the
16 YES tip line program. Risks to safety or well-being may include, but
17 are not limited to, harm or threats of harm to self or others, sexual
18 abuse, assault, rape, bullying or cyberbullying, substance use, and
19 criminal acts. Any person contacting the YES tip line, whether for
20 themselves or for another person, must receive timely assistance and
21 not be turned away. The program must operate within the guidelines of
22 this subsection.

23 (a) During the development and implementation of the YES tip line
24 program the attorney general shall convene an advisory committee
25 consisting of representatives from the Washington state patrol, the
26 department of health, the health care authority, the office of the
27 superintendent of public instruction, the Washington student
28 achievement council, the Washington association of educational
29 service districts, and other participants the attorney general
30 appoints.

31 (b) The attorney general shall develop and implement policies and
32 processes for:

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

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

38 (iii) Threat assessment that identifies circumstances requiring
39 the YES tip line to alert law enforcement, mental health services, or

1 other first responders immediately when immediate emergency response
2 to a tip is warranted;

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

6 (v) YES tip line information data retention and reporting
7 requirements;

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

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

15 (c) The YES tip line shall be operated by a vendor selected by
16 the attorney general through a competitive contracting process. The
17 attorney general shall ensure that the YES tip line program vendor
18 and its personnel are properly trained and resourced. The contract
19 must require the vendor to be bound confidentiality policies
20 developed by the office. The contract must also provide that the
21 state of Washington owns the data and information produced from the
22 YES tip line and that vendor must comply with the state's data
23 retention, use, and security requirements.

24 (d) The YES tip line program must develop and maintain a
25 reference and best practices tool kit for law enforcement and mental
26 health officials that identifies statewide and community mental
27 health resources, services, and contacts, and provides best practices
28 and strategies for investigators to use in investigating cases and
29 assisting youths and their parents and guardians.

30 (e) The YES tip line program must promote and market the program
31 and YES tip line to youth, families, community members, schools, and
32 others statewide to build awareness of the program's resources and
33 the YES tip line. Youth perspectives must be included and consulted
34 in tip line development and implementation including creating
35 marketing campaigns and materials required for the YES tip line
36 program. The insights of youth representing marginalized and minority
37 communities must be prioritized for their invaluable insight. The
38 attorney general may determine the criteria for honorariums and award
39 youth who participate in the tip line development and implementation
40 an honorarium of up to \$200 per day.

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

4 (g) Nothing in this subsection creates an employment
5 relationship, or any membership or qualification in any state or
6 other publicly supported retirement system, due to the payment of an
7 honorarium or lodging and travel expenses provided under this
8 subsection where such a relationship, membership, or qualification
9 did not already exist.

10 ~~((19))~~ (17) \$196,000 of the legal services
11 revolving account—state appropriation is provided solely to provide
12 staff support to the joint legislative task force on jail standards
13 created in section 957 of this act.

14 ~~((20))~~ (18) \$38,000 of the legal services
15 revolving account—state appropriation is provided solely for
16 implementation of Second Substitute House Bill No. 1148 (acute care
17 hospitals). ~~((If the bill is not enacted by June 30, 2021, the amount~~
18 ~~provided in this subsection shall lapse.~~

19 ~~(21))~~ (19) \$294,000 of the legal services
20 revolving account—state appropriation is provided solely for
21 implementation of Substitute House Bill No. 1259 (women & minority
22 contracting). ~~((If the bill is not enacted by June 30, 2021, the~~
23 ~~amount provided in this subsection shall lapse.~~

24 ~~(22))~~ (20) \$1,207,000 of the legal services
25 revolving account—state appropriation is provided solely for
26 implementation of Second Substitute House Bill No. 1219 (youth
27 counsel/dependency). ~~((If the bill is not enacted by June 30, 2021,~~
28 ~~the amount provided in this subsection shall lapse.~~

29 ~~(23))~~ (21) \$28,000 of the legal services
30 revolving account—state appropriation is provided solely for
31 implementation of Engrossed Second Substitute House Bill No. 1089
32 (law enforcement audits). ~~((If the bill is not enacted by June 30,~~
33 ~~2021, the amount provided in this subsection shall lapse.~~

34 ~~(24))~~ (22) \$123,000 of the legal services
35 revolving account—state appropriation is provided solely for
36 implementation of Engrossed Third Substitute House Bill No. 1091
37 (transportation fuel/carbon). ~~((If the bill is not enacted by June~~
38 ~~30, 2021, the amount provided in this subsection shall lapse.~~

1 ~~(25))~~ (23) \$2,080,000 of the legal services
2 revolving account—state appropriation is provided solely for
3 implementation of Engrossed Second Substitute House Bill No. 1194
4 (parent-child visitation). ~~((If the bill is not enacted by June 30,~~
5 ~~2021, the amount provided in this subsection shall lapse.~~

6 ~~(26))~~ (24) \$121,000 of the legal services
7 revolving account—state appropriation is provided solely for
8 implementation of Engrossed Second Substitute House Bill No. 1073
9 (paid leave coverage). ~~((If the bill is not enacted by June 30, 2021,~~
10 ~~the amount provided in this subsection shall lapse.~~

11 ~~(27))~~ (25) \$247,000 of the general fund—
12 state appropriation for fiscal year 2022 and \$247,000 of the general
13 fund—state appropriation for fiscal year 2023 are provided solely for
14 implementation of Engrossed Second Substitute House Bill No. 1310
15 (uses of force by officers). ~~((If the bill is not enacted by June 30,~~
16 ~~2021, the amounts provided in this subsection shall lapse.~~

17 ~~(28))~~ (26) \$25,000 of the general fund—
18 state appropriation for fiscal year 2022 is provided solely for
19 implementation of Engrossed Substitute House Bill No. 1109 (victims
20 of sexual assault). ~~((If the bill is not enacted by June 30, 2021,~~
21 ~~the amount provided in this subsection shall lapse.~~

22 ~~(29))~~ (27) \$146,000 of the legal services
23 revolving fund—state appropriation is provided solely for
24 implementation of Engrossed Substitute Senate Bill No. 5172
25 (agricultural overtime). ~~((If the bill is not enacted by June 30,~~
26 ~~2021, the amount provided in this subsection shall lapse.))~~

27 (28) \$275,000 of the general fund—state appropriation
28 for fiscal year 2022 and \$400,000 of the general fund—state
29 appropriation for fiscal year 2023 are provided solely for the office
30 of the attorney general to support the Washington state missing and
31 murdered indigenous women and people task force created in section
32 943 of this act.

33 (29) \$5,743,000 of the legal services revolving fund—
34 state appropriation is provided solely for additional legal services
35 to address additional legal services necessary for dependency actions
36 where the state and federal Indian child welfare act apply. The
37 office must report to the fiscal committees of the legislature within
38 90 days of the close of fiscal year 2023 the following information

1 for new cases initiated in fiscal year 2023 to measure quantity and
2 use of this funding:

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

6 (b) The amount of time spent advising on, preparing
7 for court, and litigating issues and elements related to ICWA's
8 requirements as compared to the amount of time advising on, preparing
9 for court, and litigating issues and elements that are not related to
10 ICWA's requirements;

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

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

17 (30) \$470,000 of the general fund—state appropriation
18 for fiscal year 2022 and \$280,000 of the general fund—state
19 appropriation for fiscal year 2023 are provided solely for legal
20 services in *Wahkiakum School District v. State*.

21 (31) \$1,910,000 of the general fund—state
22 appropriation for fiscal year 2022 is provided solely for the office
23 to pass through to King county to adequately fund and retain its
24 prosecution services pursuant to chapter 71.09 RCW in King county.

25 (32) \$728,000 of the general fund—state appropriation
26 for fiscal year 2022 and \$693,000 of the general fund—state
27 appropriation for fiscal year 2023 are provided solely for legal
28 services related to the voting rights case *Palmer, et al v. State*.

29 (33) \$752,000 of the general fund—state appropriation
30 for fiscal year 2023 and \$119,000 of the legal services revolving
31 account—state appropriation are provided solely for implementation of
32 Substitute House Bill No. 2076 (transp. network companies). If the
33 bill is not enacted by June 30, 2022, the amounts provided in this
34 subsection shall lapse.

35 (34) \$33,000 of the legal services revolving account—
36 state appropriation is provided solely for implementation of
37 Engrossed Second Substitute House Bill No. 1815 (catalytic converter
38 theft). If the bill is not enacted by June 30, 2022, the amount
39 provided in this subsection shall lapse.

1 (35) \$65,000 of the legal services revolving account—
2 state appropriation is provided solely for implementation of
3 Substitute House Bill No. 1747 (child relative placements). If the
4 bill is not enacted by June 30, 2022, the amount provided in this
5 subsection shall lapse.

6 (36) \$17,000 of the legal services revolving account—
7 state appropriation is provided solely for implementation of
8 Substitute House Bill No. 1286 (psychology compact). If the bill is
9 not enacted by June 30, 2022, the amount provided in this subsection
10 shall lapse.

11 (37) \$133,000 of the legal services revolving account—
12 state appropriation is provided solely for implementation of
13 Substitute House Bill No. 1735 (use of force). If the bill is not
14 enacted by June 30, 2022, the amount provided in this subsection
15 shall lapse.

16 (38) (a) \$125,000 of the general fund—state
17 appropriation for fiscal year 2023 is provided solely for a study
18 regarding state and local responses to acts or potential acts of
19 domestic terrorism in Washington state.

20 (b) In conducting the study, the office must review
21 laws and policies regarding domestic terrorism, including but not
22 limited to:

23 (i) Federal, state, and local laws regarding acts of
24 domestic terrorism, including how a criminal incident is determined
25 to be an act of domestic terrorism;

26 (ii) State and local data collection, tracking, and
27 reporting practices as related to acts of domestic terrorism; and

28 (iii) State and local policies regarding responding to
29 acts of domestic terrorism.

30 (c) By December 15, 2022, the office must submit a
31 report to the appropriate committees of the legislature that includes
32 but is not limited to:

33 (i) A summary of current laws and policies as
34 identified in (b) of this subsection;

35 (ii) Recommended best practices for:

36 (A) Standardizing and improving data collection,
37 tracking, and reporting on acts of domestic terrorism at the state
38 and local level; and

1 (B) Strengthening law enforcement, prosecutorial, and
2 other local government responses to a potential act of domestic
3 terrorism; and

4 (iii) Recommendations for any statutory changes that
5 may be necessary for clarity and consistency.

6 (d) The office may consult with experts or
7 professionals involved or having expertise in the topic of domestic
8 terrorism to complete the study.

9 (39) \$58,000 of the general fund—state appropriation
10 for fiscal year 2023 is provided solely to support the sexual assault
11 forensic examination best practices advisory group. The office of the
12 attorney general shall reconvene a sexual assault forensic
13 examination best practices advisory group to continue the work of the
14 previous sexual assault forensic examination best practices advisory
15 group as established in section 1, chapter 93, Laws of 2019. The
16 advisory group must review best practice models for managing all
17 aspects of sexual assault investigations and for reducing the number
18 of untested sexual assault kits in Washington state. The advisory
19 group must meet no less than twice annually.

20 (40) \$25,000 of the legal services revolving fund—
21 state appropriation is provided solely for implementation of
22 Engrossed Substitute Senate Bill No. 5761 (wage and salary
23 information). If the bill is not enacted by June 30, 2022, the amount
24 provided in this subsection shall lapse.

25 (41) The attorney general must deposit the state's
26 portion of any proceeds received during the 2021-2023 fiscal biennium
27 from the settlement with Purdue Pharma and the Sackler families into
28 the state general fund to be appropriated for opioid abatement
29 programs and services.

30 **Sec.**

127

31 2021 c 334 s 128 (uncodified) is amended to read as follows:

32 **FOR THE CASELOAD FORECAST COUNCIL**

33 General Fund—State Appropriation (FY 2022)

34 ((~~\$1,990,000~~))

\$1,981,000

36 General Fund—State Appropriation (FY 2023)

37 ((~~\$1,982,000~~))

\$2,223,000

1	Workforce Education Investment Account—State	
2	Appropriation.	((\$326,000))
3		<u>\$331,000</u>
4	TOTAL APPROPRIATION.	((\$4,298,000))
5		<u>\$4,535,000</u>

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

8 (1) ((~~\$326,000~~)) \$331,000 of the workforce education investment
9 account—state appropriation is provided solely to forecast the
10 caseload for the Washington college grant program.

11 (2) Within existing resources, and beginning with the November
12 2021 forecast, the caseload forecast council shall produce an
13 unofficial forecast of the long-term caseload for juvenile
14 rehabilitation as a courtesy.

15 (3) \$192,000 of the general fund—state appropriation
16 for fiscal year 2023 is provided solely for implementation of
17 Engrossed Substitute Senate Bill No. 5268 (dev. disability services).
18 If the bill is not enacted by June 30, 2022, the amount provided in
19 this subsection shall lapse.

20	Sec.	128	.
21	2021 c 334 s 129 (uncodified) is amended to read as follows:		
22	FOR THE DEPARTMENT OF COMMERCE		
23	General Fund—State Appropriation (FY 2022)		
24	((\$193,804,000))		
25			<u>\$201,157,000</u>
26	General Fund—State Appropriation (FY 2023)		
27	((\$171,190,000))		
28			<u>\$550,623,000</u>
29	General Fund—Federal Appropriation.	((\$1,365,225,000))	
30			<u>\$1,450,865,000</u>
31	General Fund—Private/Local Appropriation	((\$8,862,000))	
32			<u>\$9,083,000</u>
33	Public Works Assistance Account—State Appropriation		
34	((\$8,134,000))		
35			<u>\$8,420,000</u>
36	Lead Paint Account—State Appropriation.		\$112,000
37	Building Code Council Account—State Appropriation.		\$17,000

1	Liquor Excise Tax Account—State Appropriation	
2	((\$1,262,000))	
3		<u>\$1,316,000</u>
4	Home Security Fund Account—State Appropriation	
5	((\$326,272,000))	
6		<u>\$326,423,000</u>
7	Affordable Housing for All Account—State	
8	Appropriation.	((\$105,230,000))
9		<u>\$105,264,000</u>
10	Financial Fraud and Identity Theft Crimes	
11	Investigation and Prosecution Account—State	
12	Appropriation.	((\$2,671,000))
13		<u>\$2,678,000</u>
14	Low-Income Weatherization and Structural	
15	Rehabilitation Assistance Account—State	
16	Appropriation.	\$1,400,000
17	Statewide Tourism Marketing Account—State	
18	Appropriation.	\$3,034,000
19	Community and Economic Development Fee Account—State	
20	Appropriation.	((\$4,117,000))
21		<u>\$4,252,000</u>
22	Growth Management Planning and Environmental Review	
23	Fund—State Appropriation.	((\$5,785,000))
24		<u>\$5,802,000</u>
25	Liquor Revolving Account—State Appropriation	
26	((\$5,920,000))	
27		<u>\$5,921,000</u>
28	Washington Housing Trust Account—State Appropriation	
29	((\$20,455,000))	
30		<u>\$20,773,000</u>
31	Prostitution Prevention and Intervention Account—	
32	State Appropriation.	((\$26,000))
33		<u>\$146,000</u>
34	Public Facility Construction Loan Revolving Account—	
35	State Appropriation.	((\$1,229,000))
36		<u>\$1,278,000</u>
37	Model Toxics Control Stormwater Account—State	
38	Appropriation.	\$100,000
39	Dedicated Marijuana Account—State Appropriation	

1	(FY 2022)	\$1,813,000
2	Dedicated Marijuana Account—State Appropriation	
3	(FY 2023)	((\$1,809,000))
4		<u>\$3,200,000</u>
5	Andy Hill Cancer Research Endowment Fund Match	
6	Transfer Account—State Appropriation	
7	((\$11,711,000))	
8		<u>\$50,281,000</u>
9	Community Preservation and Development Authority	
10	Account—State Appropriation	((\$500,000))
11		<u>\$2,500,000</u>
12	Economic Development Strategic Reserve Account—State	
13	Appropriation	\$2,798,000
14	Coronavirus State Fiscal Recovery Fund—Federal	
15	Appropriation	((\$472,610,000))
16		<u>\$937,440,000</u>
17	<u>Apple Health and Homes Account</u>	=
18	<u>State Appropriation</u>	<u>\$8,740,000</u>
19	<u>Electric Vehicle Incentive Account</u>	=
20	<u>State</u>	
21	<u>Appropriation</u>	
22	<u>\$25,000,000</u>	
23	TOTAL APPROPRIATION	((\$2,716,086,000))
24		<u>\$3,730,436,000</u>

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

27 (1) Repayments of outstanding mortgage and rental assistance
28 program loans administered by the department under RCW 43.63A.640
29 shall be remitted to the department, including any current revolving
30 account balances. The department shall collect payments on
31 outstanding loans, and deposit them into the state general fund.
32 Repayments of funds owed under the program shall be remitted to the
33 department according to the terms included in the original loan
34 agreements.

35 (2) \$3,000,000 of the general fund—state appropriation for fiscal
36 year 2022 and ~~((\$3,000,000))~~ \$7,096,000 of the general fund—state
37 appropriation for fiscal year 2023 are provided solely for a grant to
38 resolution Washington to build statewide capacity for alternative
39 dispute resolution centers and dispute resolution programs that

1 guarantee that citizens have access to low-cost resolution as an
2 alternative to litigation.

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

7 (4) The department shall administer its growth management act
8 technical assistance and pass-through grants so that smaller cities
9 and counties receive proportionately more assistance than larger
10 cities or counties.

11 (5) \$375,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$375,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely as pass-through funding to Walla
14 Walla Community College for its water and environmental center.

15 (6) \$4,304,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$4,304,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for associate development
18 organizations. During the 2021-2023 biennium, the department shall
19 consider an associate development organization's total resources when
20 making contracting and fund allocation decisions, in addition to the
21 schedule provided in RCW 43.330.086. The department must distribute
22 the funding as follows:

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

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

30 (7) \$5,907,000 of the liquor revolving account—state
31 appropriation is provided solely for the department to contract with
32 the municipal research and services center of Washington.

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

1 (9) Within existing resources, the department shall provide
2 administrative and other indirect support to the developmental
3 disabilities council.

4 (10) \$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 the northwest agriculture
7 business center.

8 (11) \$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 regulatory roadmap
11 program for the construction industry and to identify and coordinate
12 with businesses in key industry sectors to develop additional
13 regulatory roadmap tools.

14 (12) (~~(\$1,000,000)~~)\$750,000 of the general fund—state
15 appropriation for fiscal year 2022 and (~~(\$1,000,000)~~)\$1,250,000 of
16 the general fund—state appropriation for fiscal year 2023 are
17 provided solely for the Washington new Americans program. The
18 department may require a cash match or in-kind contributions to be
19 eligible for state funding.

20 (13) \$643,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$643,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for the department to contract
23 with a private, nonprofit organization to provide developmental
24 disability ombuds services.

25 (14) \$1,000,000 of the home security fund—state appropriation,
26 \$2,000,000 of the Washington housing trust account—state
27 appropriation, and \$1,000,000 of the affordable housing for all
28 account—state appropriation are provided solely for the department of
29 commerce for services to homeless families and youth through the
30 Washington youth and families fund.

31 (15) \$2,000,000 of the home security fund—state appropriation is
32 provided solely for the administration of the grant program required
33 in chapter 43.185C RCW, linking homeless students and their families
34 with stable housing.

35 (16) (a) \$1,980,000 of the general fund—state appropriation for
36 fiscal year 2022 and \$1,980,000 of the general fund—state
37 appropriation for fiscal year 2023 are provided solely for community
38 beds for individuals with a history of mental illness. Currently,
39 there is little to no housing specific to populations with these co-

1 occurring disorders; therefore, the department must consider how best
2 to develop new bed capacity in combination with individualized
3 support services, such as intensive case management and care
4 coordination, clinical supervision, mental health, substance abuse
5 treatment, and vocational and employment services. Case-management
6 and care coordination services must be provided. Increased case-
7 managed housing will help to reduce the use of jails and emergency
8 services and will help to reduce admissions to the state psychiatric
9 hospitals. The department must coordinate with the health care
10 authority and the department of social and health services in
11 establishing conditions for the awarding of these funds. The
12 department must contract with local entities to provide a mix of (i)
13 shared permanent supportive housing; (ii) independent permanent
14 supportive housing; and (iii) low and no-barrier housing beds for
15 people with a criminal history, substance abuse disorder, and/or
16 mental illness.

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

21 (17) \$557,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$557,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for the department to design and
24 administer the achieving a better life experience program.

25 (18) The department is authorized to suspend issuing any
26 nonstatutorily required grants or contracts of an amount less than
27 \$1,000,000 per year.

28 (19) \$1,070,000 of the general fund—state appropriation for
29 fiscal year 2022 \$1,070,000 of the general fund—state appropriation
30 for fiscal year 2023 are provided solely for the small business
31 export assistance program. The department must ensure that at least
32 one employee is located outside the city of Seattle for purposes of
33 assisting rural businesses with export strategies.

34 (20) \$60,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$60,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for the department to submit the
37 necessary Washington state membership dues for the Pacific Northwest
38 economic region.

1 (21) (~~(\$2,000,000)~~) \$2,200,000 of the general fund—state
2 appropriation for fiscal year 2022 and (~~(\$2,000,000)~~) \$4,000,000 of
3 the general fund—state appropriation for fiscal year 2023 are
4 provided solely for the department to contract with organizations and
5 attorneys to provide either legal representation or referral services
6 for legal representation, or both, to indigent persons who are in
7 need of legal services for matters related to their immigration
8 status. Persons eligible for assistance under any contract entered
9 into pursuant to this subsection must be determined to be indigent
10 under standards developed under chapter 10.101 RCW. Of the amounts
11 provided in this section, \$200,000 of the general fund—state
12 appropriation for fiscal year 2022 and \$2,000,000 of the general fund
13 —state appropriation for fiscal year 2023 must be used for pro bono
14 or low bono legal services to assist indigent Washington residents,
15 who were temporarily paroled into the United States in 2021 or 2022,
16 with asylum applications or other matters related to adjusting
17 immigration status.

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

- 24 (i) Is dedicated as permanent supportive housing units;
25 (ii) Is occupied by low-income households with incomes at or
26 below thirty percent of the area median income; and
27 (iii) Requires a supplement to rent income to cover ongoing
28 property operating, maintenance, and service expenses.

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

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

35 (23) \$7,000,000 of the home security fund—state appropriation is
36 provided solely for the office of homeless youth prevention and
37 protection programs to:

- 38 (a) Expand outreach, services, and housing for homeless youth and
39 young adults including but not limited to secure crisis residential

1 centers, crisis residential centers, and HOPE beds, so that resources
2 are equitably distributed across the state;

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

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

9 (24) \$125,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$125,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for the office of homeless youth
12 to fund program models that prevent youth from exiting public systems
13 into homelessness.

14 (25) (~~(\$3,000,000)~~) \$2,408,000 of the general fund—state
15 appropriation for fiscal year 2022 and (~~(\$5,000,000)~~) \$5,592,000 of
16 the general fund—state appropriation for fiscal year 2023 are
17 provided solely for the office of homeless youth to build
18 infrastructure and services to support a continuum of interventions,
19 including but not limited to prevention, crisis response, and long-
20 term housing, to reduce youth homelessness in communities identified
21 as part of the anchor community initiative.

22 (26) \$2,125,000 of the general fund—state appropriation for
23 fiscal year 2022 and \$2,125,000 of the general fund—state
24 appropriation for fiscal year 2023 are provided solely for the office
25 of homeless youth to contract with one or more nonprofit
26 organizations to provide youth services and young adult housing on a
27 multi-acre youth campus located in the city of Tacoma. Youth services
28 include, but are not limited to, HOPE beds and crisis residential
29 centers to provide temporary shelter and permanency planning for
30 youth under the age of 18. Young adult housing includes, but is not
31 limited to, rental assistance and case management for young adults
32 ages 18 to 24. The department shall submit an annual report to the
33 legislature on the use of the funds. The first report is due June 30,
34 2022, and each June 30th thereafter. The report shall include but is
35 not limited to:

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

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

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

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

5 (27) \$62,720,000 of the general fund—state appropriation for
6 fiscal year 2022, \$65,330,000 of the general fund—state appropriation
7 for fiscal year 2023, and \$2,610,000 of the coronavirus state fiscal
8 recovery fund—federal appropriation are provided solely for the
9 essential needs and housing support program and related services. The
10 department may use a portion of the funds provided in this subsection
11 to continue the pilot program established in section 127(106) of
12 chapter 357, Laws of 2020, by providing grants to participating
13 counties who request additional funding in order to continue serving
14 participating and eligible clients.

15 (28) \$1,436,000 of the general fund—state appropriation for
16 fiscal year 2022 and \$1,436,000 of the general fund—state
17 appropriation for fiscal year 2023 are provided solely for the
18 department to identify and invest in strategic growth areas, support
19 key sectors, and align existing economic development programs and
20 priorities. The department must consider Washington's position as the
21 most trade-dependent state when identifying priority investments. The
22 department must engage states and provinces in the northwest as well
23 as associate development organizations, small business development
24 centers, chambers of commerce, ports, and other partners to leverage
25 the funds provided. Sector leads established by the department must
26 include the industries of: (a) Aerospace; (b) clean technology and
27 renewable and nonrenewable energy; (c) wood products and other
28 natural resource industries; (d) information and communication
29 technology; (e) life sciences and global health; (f) maritime; and
30 (g) military and defense. The department may establish these sector
31 leads by hiring new staff, expanding the duties of current staff, or
32 working with partner organizations and or other agencies to serve in
33 the role of sector lead.

34 (29) The department must develop a model ordinance for cities and
35 counties to utilize for siting community based behavioral health
36 facilities.

37 (30) \$198,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$198,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely to retain a behavioral health

1 facilities siting administrator within the department to coordinate
2 development of effective behavioral health housing options and
3 provide technical assistance in siting of behavioral health treatment
4 facilities statewide to aide in the governor's plan to discharge
5 individuals from the state psychiatric hospitals into community
6 settings. This position must work closely with the local government
7 legislative authorities, planning departments, behavioral health
8 providers, health care authority, department of social and health
9 services, and other entities to facilitate linkages among disparate
10 behavioral health community bed capacity-building efforts. This
11 position must work to integrate building behavioral health treatment
12 and infrastructure capacity in addition to ongoing supportive housing
13 benefits.

14 (31) \$250,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$250,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for the department to contract
17 with an entity located in the Beacon hill/Chinatown international
18 district area of Seattle to provide low income housing, low income
19 housing support services, or both. To the extent practicable, the
20 chosen location must be colocated with other programs supporting the
21 needs of children, the elderly, or persons with disabilities.

22 (32) \$1,500,000 of the general fund—state appropriation for
23 fiscal year 2022, (~~(\$1,500,000)~~) \$4,740,000 of the general fund—state
24 appropriation for fiscal year 2023 and \$4,500,000 of the home
25 security fund—state appropriation are provided solely for the
26 consolidated homeless grant program.

27 (a) Of the amounts provided in this subsection, \$4,500,000 of the
28 home security fund—state appropriation is provided solely for
29 permanent supportive housing targeted at those families who are
30 chronically homeless and where at least one member of the family has
31 a disability. The department will also connect these families to
32 medicaid supportive services.

33 (b) Of the amounts provided in this subsection, \$1,000,000 of the
34 general fund—state appropriation for fiscal year 2022 and \$1,000,000
35 of the general fund—state appropriation for fiscal year 2023 are
36 provided solely for diversion services for those families and
37 individuals who are at substantial risk of losing stable housing or
38 who have recently become homeless and are determined to have a high
39 probability of returning to stable housing.

1 (c) Of the amounts provided in this subsection,
2 \$3,240,000 of the general fund—state appropriation for fiscal year
3 2023 is provided solely for up to nine months of rental assistance
4 for individuals enrolled in the foundational community supports
5 initiative who are transitioning off of benefits under RCW 74.04.805
6 due to increased income or other changes in eligibility. The health
7 care authority, department of social and health services, and
8 department of commerce shall collaborate on this effort.

9 (33) (~~(\$11,711,000)~~) \$50,281,000 of the Andy Hill cancer research
10 endowment fund match transfer account—state appropriation is provided
11 solely for the Andy Hill cancer research endowment program. Amounts
12 provided in this subsection may be used for grants and administration
13 costs.

14 (34) \$550,000 of the general fund—state appropriation for fiscal
15 year 2022 and (~~(\$150,000)~~) \$550,000 of the general fund—state
16 appropriation for fiscal year 2023 are provided solely for the
17 operations of the long-term care ombudsman program.

18 (35) \$100,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$100,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the department to produce
21 the biennial report identifying a list of projects to address
22 incompatible developments near military installations as provided in
23 RCW 43.330.520.

24 (36) \$35,000,000 of the home security fund—state appropriation is
25 provided solely for increasing local temporary shelter capacity. The
26 amount provided in this subsection is subject to the following
27 conditions and limitations:

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

31 (i) A strategy for outreach to bring currently unsheltered
32 individuals into shelter;

33 (ii) Strategies for connecting sheltered individuals to services
34 including but not limited to: Behavioral health, chemical dependency,
35 education or workforce training, employment services, and permanent
36 supportive housing services;

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

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

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

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

8 (b) (~~The department shall not reimburse more than \$56 per day~~
9 ~~per net additional person sheltered above the baseline of shelter~~
10 ~~occupancy prior to award of the funding.~~) Eligible uses of funds
11 include shelter operations, shelter maintenance, shelter rent, loan
12 repayment, case management, navigation to other services, efforts to
13 address potential impacts of shelters on surrounding neighborhoods,
14 capital improvements and construction, and outreach directly related
15 to bringing unsheltered people into shelter. The department shall
16 coordinate with local governments to encourage cost-sharing through
17 local matching funds.

18 (c) The department shall not reimburse more than \$10,000 per
19 shelter bed prior to occupancy, for costs associated with creating
20 additional shelter capacity or improving existing shelters to improve
21 occupancy rates and successful outcomes. Eligible costs prior to
22 occupancy include acquisition, construction, equipment, staff costs,
23 and other costs directly related to creating additional shelter
24 capacity.

25 (d) For the purposes of this subsection "shelter" means any
26 facility, the primary purpose of which is to provide space for
27 homeless in general or for specific populations of homeless. The
28 shelter must: Be structurally sound to protect occupants from the
29 elements and not pose any threat to health or safety, have means of
30 natural or mechanical ventilation, and be accessible to persons with
31 disabilities, and the site must have hygiene facilities, which must
32 be accessible but do not need to be in the structure.

33 (37) (~~(\$1,007,000))~~ \$950,000 of the general fund—state
34 appropriation for fiscal year 2022 and (~~(\$1,007,000))~~ \$1,064,000 of
35 the general fund—state appropriation for fiscal year 2023 are
36 provided solely for the department to administer a transitional
37 housing pilot program for nondependent homeless youth. In developing
38 the pilot program, the department will work with the adolescent unit
39 within the department of children, youth, and families, which is

1 focused on cross-system challenges impacting youth, including
2 homelessness.

3 (38) \$300,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$300,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the department to establish
6 representation in key international markets that will provide the
7 greatest opportunities for increased trade and investment for small
8 businesses in the state of Washington. Prior to entering into any
9 contract for representation, the department must consult with
10 associate development organizations and other organizations and
11 associations that represent small business, rural industries, and
12 disadvantaged business enterprises.

13 (39) \$80,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$80,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the department to establish
16 an identification assistance and support program to assist homeless
17 persons in collecting documentation and procuring an identicard
18 issued by the department of licensing. This program may be operated
19 through a contract for services. The program shall operate in one
20 county west of the crest of the Cascade mountain range with a
21 population of one million or more and one county east of the crest of
22 the Cascade mountain range with a population of five hundred thousand
23 or more.

24 (40) \$500,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$500,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the office of homeless youth
27 prevention and protection programs to create a centralized diversion
28 fund to serve homeless or at-risk youth and young adults, including
29 those who are unsheltered, exiting inpatient programs, or in school.
30 Funding provided in this subsection may be used for short-term rental
31 assistance, offsetting costs for first and last month's rent and
32 security deposits, transportation costs to go to work, and assistance
33 in obtaining photo identification or birth certificates.

34 (41) \$100,000 of the model toxics control stormwater account—
35 state appropriation is provided solely for planning work related to
36 stormwater runoff at the aurora bridge and I-5 ship canal bridge.
37 Planning work may include, but is not limited to, coordination with
38 project partners, community engagement, conducting engineering
39 studies, and staff support.

1 (42) \$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 a grant to assist people
4 with limited incomes in urban areas of the state start and sustain
5 small businesses. The grant recipient must be a nonprofit
6 organization involving a network of microenterprise organizations and
7 professionals to support micro entrepreneurship and access to
8 economic development resources.

9 (43) (~~(\$500,000)~~) \$1,500,000 of the community preservation and
10 development authority account—state/operating appropriation is
11 provided solely for the operations of the Pioneer Square-
12 International District community preservation and development
13 authority established in RCW 43.167.060.

14 (44) \$500,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$500,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for grants and associated
17 technical assistance and administrative costs to foster collaborative
18 partnerships that expand child care capacity in communities. Eligible
19 applicants include nonprofit organizations, school districts,
20 educational service districts, and local governments. These funds may
21 be expended only after the approval of the director of the department
22 of commerce and must be used to support planning and activities that
23 help communities address the shortage of child care, prioritizing
24 partnerships serving in whole or in part areas identified as child
25 care access deserts.

26 (45) (~~(\$255,000,000)~~) \$278,476,000 of the general fund—federal
27 appropriation (ARPA) and \$403,000,000 of the coronavirus state fiscal
28 recovery account—federal appropriation are provided solely for the
29 department to administer an emergency rental assistance program. The
30 department shall distribute funding in the form of grants to local
31 housing providers. In making distributions, the department must
32 consider the number of unemployed persons and renters in each
33 jurisdiction served by the provider as well as consider any funding
34 that jurisdiction, including cities within each county, received
35 directly from the federal government for emergency rental assistance.
36 Of the amounts provided in this subsection:

37 (a) (~~(\$255,000,000)~~) \$278,476,000 of the general fund—federal
38 appropriation (ARPA) is provided solely for grants to provide
39 emergency rental and utility assistance pursuant to P.L. 117-2. A

1 provider may use up to 14.5 percent of the grant award provided under
2 this subsection for administrative costs and the remainder must be
3 used for financial assistance as defined in P.L. 117-2. Unless
4 otherwise prohibited under federal guidance, a housing provider may
5 provide financial assistance for an eligible household's rent and
6 rental arrears of up to 150 percent of the fair market rent for the
7 area in which the household resides, as determined by the department
8 of housing and urban development.

9 (b) (i) \$403,000,000 of the coronavirus state fiscal recovery
10 account—federal appropriation is provided solely for grants to
11 provide emergency rental and utility assistance, subject to (b) (ii)
12 of this subsection. Providers must make rental payments directly to
13 landlords and utility payments directly to utility providers. To be
14 eligible for assistance under this subsection, households must, at a
15 minimum, have an income at or below 80 percent of the area median
16 income and must have a missed or partially paid rent payment. The
17 department may establish additional eligibility criteria to target
18 these resources to households most likely to become homeless if they
19 do not receive rental assistance. A provider may provide financial
20 assistance for an eligible household's rent and rental arrears of up
21 to 150 percent of the fair market rent for the area in which the
22 household resides, as determined by the department of housing and
23 urban development.

24 (ii) From the amount provided in (b) of this subsection, each
25 local housing provider must subgrant with community organizations
26 that serve historically disadvantaged populations within their
27 jurisdiction. Subgrants may be used for program outreach and
28 assisting community members in applying for assistance under (a) and
29 (b) of this subsection. The amount of the subgrant must be at least
30 five percent of the total funding each provider received under (a)
31 and (b) of this subsection.

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

34 (46) \$7,500,000 of the general fund—state appropriation for
35 fiscal year 2022 is provided solely for the department to provide
36 grants to entities that provide digital navigator services, devices,
37 and subscriptions. These services must include but are not limited to
38 one-on-one assistance for people with limited access to services,
39 including individuals seeking work, families supporting students,
40 English language learners, medicaid clients, people experiencing

1 poverty, and elders. Of the amounts provided in this subsection, the
2 department must prioritize allocating \$1,500,000 as grants or
3 portions of grants that serve medicaid clients.

4 (47) \$240,000 of the general fund—state appropriation for fiscal
5 year 2022 (~~and~~), \$240,000 of the general fund—state appropriation
6 for fiscal year 2023, and \$1,000,000 of the community preservation
7 and development authority account—state appropriation are provided
8 solely for the operations of the Central district community
9 preservation and development authority established in RCW 43.167.070.

10 (48) \$607,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$607,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for the department to assist
13 homeowners at risk of foreclosure pursuant to chapter 61.24 RCW.
14 Funding provided in this section may be used for activities to
15 prevent mortgage or tax lien foreclosure, housing counselors, a
16 foreclosure prevention hotline, legal services for low-income
17 individuals, mediation, and other activities that promote
18 homeownership. The department may contract with other foreclosure
19 fairness program state partners to carry out this work.

20 (49) \$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 contract
23 with a nonprofit entity located in Seattle that focuses on poverty
24 reduction and racial equity to convene and staff a poverty reduction
25 workgroup steering committee comprised of individuals that have lived
26 experience with poverty. Funding provided in this section may be used
27 to reimburse steering committee members for travel, child care, and
28 other costs associated with participation in the steering committee.

29 (50) \$29,255,000 of the general fund—federal appropriation (CRF)
30 and (~~(\$230,000,000)~~) \$284,200,000 of the general fund—federal
31 appropriation (CRRSA), not to exceed the amount appropriated in
32 section 3, chapter 3, Laws of 2021, that is unobligated at the end of
33 fiscal year 2021, are provided solely for rental assistance and
34 housing and are subject to the same terms and conditions as the
35 appropriation in section 3, chapter 3, Laws of 2021, as amended in
36 section 1905 of this act.

37 (51) \$4,800,000 of the general fund—federal appropriation (CRF),
38 not to exceed the amount appropriated in section 4, chapter 3, Laws
39 of 2021, that is unobligated at the end of fiscal year 2021, is

1 provided solely for working Washington grants and is subject to the
2 same terms and conditions as the appropriation in section 4, chapter
3 3, Laws of 2021.

4 (52) (~~(\$1,602,000)~~) \$1,147,000 of the general fund—state
5 appropriation for fiscal year 2022 and (~~(\$1,174,000)~~) \$1,629,000 of
6 the general fund—state appropriation for fiscal year 2023 are
7 provided solely for the statewide broadband office established in RCW
8 43.330.532.

9 (53) \$450,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$450,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for a grant to a nonprofit
12 organization for an initiative to advance affordable housing projects
13 and education centers on public or tax-exempt land. The department
14 must award the grant to an organization with an office located in the
15 city of Seattle that has experience in catalyzing early learning and
16 affordable housing developments. The grant recipient must use the
17 funding to:

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

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

24 (c) Organize community partners and build capacity to develop
25 these sites, as well as coordinate negotiations among partners and
26 public owners;

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

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

31 (54) \$2,000,000 of the general fund—state appropriation for
32 fiscal year 2022 (~~(is)~~) and \$2,000,000 of the general fund—state
33 appropriation for fiscal year 2023 are provided solely for a grant to
34 a nonprofit organization located in King county to operate a hunger
35 relief response program serving individuals living in permanent
36 supportive housing.

37 (55) \$75,000 of the general fund—state appropriation for fiscal
38 year 2022 is provided solely for a grant to a nonprofit organization
39 located in the city of Federal Way that conducts collaborative policy

1 development and provides access to resources and consultation to
2 historically disadvantaged communities. The grant funding must be
3 used for capacity-building activities to support community-based
4 organizations serving youth and young adults in the city of Federal
5 Way.

6 (56) \$400,000 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 capacity-building grants
9 through the Latino community fund for emergency response services,
10 educational programs, and human services support for children and
11 families in rural and underserved communities.

12 (57) \$12,000,000 of the coronavirus state fiscal recovery fund—
13 federal appropriation is provided solely for a single contract with
14 the non-profit statewide tourism marketing organization that is party
15 to the contract pursuant to RCW 43.384.020. The funds will be used to
16 assist recovery for tourism-related businesses, generate tourism
17 demand for Washington communities and businesses, and sustain
18 recovery market share with competing Western states. The department
19 and the contractor shall submit a report to the legislature June 30,
20 2022, and June 30, 2023.

21 (58) \$354,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$354,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for a grant to the Port Gamble
24 S'Klallam tribe for a reentry program providing tailored support
25 services to moderate-needs and high-needs individuals leaving local
26 or tribal incarceration, with the goals of reducing criminal
27 recidivism and fostering community wellbeing. Services may be
28 provided to clients pre-release and post-release.

29 (59) (~~(\$347,000)~~)\$217,000 of the general fund—state appropriation
30 for fiscal year 2022 and (~~(\$347,000)~~)\$477,000 of the general fund—
31 state appropriation for fiscal year 2023 are provided solely for a
32 grant to a nonprofit organization serving King and Snohomish counties
33 for a program conducted in partnership with King county serving
34 criminal justice-involved individuals who have experienced domestic,
35 sexual, or gender-based violence. The grant recipient may use the
36 funding for costs including but not limited to legal advocacy,
37 outreach, connecting clients to housing and other resources, data
38 analytics, and staffing.

1 (60) \$50,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely for the city of Kent to contract with
3 one or more nonprofit organizations to serve community immersion law
4 enforcement trainees through mentorship or community-based placement,
5 or both.

6 (61) \$400,000 of the general fund—state appropriation for fiscal
7 year 2022 and ~~(\$400,000)~~ \$1,000,000 of the general fund—state
8 appropriation for fiscal year 2023 are provided solely for the office
9 of homeless youth to administer a competitive grant process to award
10 funding to licensed youth shelters, HOPE centers, and crisis
11 residential centers to provide behavioral health support services for
12 youth in crisis, and to increase funding for current grantees.

13 (62) ~~(\$950,000)~~ \$310,000 of the general fund—state appropriation
14 for fiscal year 2022 ~~(is)~~ and \$640,000 of the general fund—state
15 appropriation for fiscal year 2023 are provided solely for a grant to
16 a nonprofit located in King county that develops training and support
17 for low-income individuals, with a focus on women and people of
18 color, to move into the construction industry for living wage jobs.
19 The grant funding must be used to develop a pre-apprenticeship
20 program that, through the construction of units, integrates housing
21 and workforce development in service of the following goals:

22 (a) Creating a blueprint to integrating workforce development and
23 housing for local jurisdictions;

24 (b) Providing construction training to underserved populations;

25 (c) Creating a pathway for trainees to enter construction
26 careers; and

27 (d) Addressing the systemic effects of sexism and racism in
28 housing, wealth, education, training, employment, and career
29 development.

30 (63) \$50,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$50,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for a grant to a nonprofit
33 organization operating an emergency shelter located in the Yakima
34 valley for case management, outreach, and other homeless services.

35 (64) \$350,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$150,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for a grant to a nonprofit
38 organization for activities to advance affordable housing. The grant
39 recipient must be an organization that partners in equitable,

1 transit-oriented development. The grant recipient must use the
2 funding to:

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

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

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

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

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

17 (65) \$700,000 of the general fund—state appropriation for fiscal
18 year 2022 and (~~(\$700,000)~~) \$3,700,000 of the general fund—state
19 appropriation for fiscal year 2023 are provided solely for a
20 nonprofit organization whose sole purpose is to provide grants,
21 capacity building, and technical assistance support to a network of
22 microenterprise development organizations. The microenterprise
23 development organizations will support rural and urban Black,
24 indigenous and people of color owned businesses, veteran owned
25 businesses, and limited resourced and other hard to serve businesses
26 with five or fewer employees throughout the state with business
27 training, technical assistance, and microloans.

28 (66) \$1,175,000 of the general fund—state appropriation for
29 fiscal year 2022 and \$175,000 of the general fund—state appropriation
30 for fiscal year 2023 are provided solely for the department to
31 support implementation of the 2021 state energy strategy as it
32 pertains to emissions from energy use in new and existing buildings,
33 including measures to support local government emission reductions,
34 workforce measures, and utility electrification benefits.

35 (67) \$125,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$125,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for the department to identify
38 and develop effective interventions and responses to primary and
39 secondary workplace trauma experienced by direct service staff who

1 work in homeless shelters, homeless outreach, and permanent
2 supportive housing. The department must collect data through methods
3 such as surveys, interviews, and small group conversations, and
4 engage interested parties, including but not limited to direct
5 service staff. The department may contract with a third party to
6 complete the work required in this subsection. By June 1, 2023, the
7 department shall submit a report identifying interventions and
8 providing recommendations to the appropriate committees of the
9 legislature.

10 (68)(a) \$340,000 of the general fund—state appropriation for
11 fiscal year 2022 and \$85,000 of the general fund—state appropriation
12 for fiscal year 2023 are provided solely for the department to
13 contract with the University of Washington college of built
14 environments to create a database and reporting system for promoting
15 transparency on procurement of building materials that make up the
16 primary structure and enclosure used for state-funded construction
17 projects. The department and university may use publicly available
18 information and data sources as well as consult with outside experts
19 to create the database. The database may include fields for
20 environmental product declarations, product quantity, manufacturer
21 location, global warming potential, health certifications, supplier
22 codes of conduct, and working conditions.

23 (b) When developing the reporting system required under (a) of
24 this subsection, the department and the University of Washington must
25 conduct a case study analysis. In conducting the analysis, the
26 department and the university must identify up to 10 case studies of
27 publicly funded projects and analyze considerations including but not
28 limited to cost impacts, materials procured, embodied carbon
29 contribution to reducing greenhouse gas emissions, and supply chain
30 considerations. By January 1, 2022, the department and the university
31 shall submit a progress report on the case study analysis to the
32 legislature. By November 1, 2022, the department and the university
33 shall submit a final report to the legislature with findings from the
34 case study analysis and recommendations for the reporting system
35 based on lessons learned.

36 (69) \$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 a grant to a nonprofit
39 organization to provide job readiness skills and training to

1 traditionally underrepresented populations to support the transition
2 to a registered apprenticeship, trade training, or employment. The
3 grant recipient must be a nonprofit organization serving
4 traditionally underrepresented populations in King and Pierce
5 counties, with a focus on youth development programs. The grant
6 funding must be used for activities including but not limited to
7 counseling and training in support of the goals of:

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

10 (b) Increasing participants' workforce and life balance skills;
11 and

12 (c) Increasing participants' specialized skills and knowledge in
13 targeted industries, including construction, urban agriculture, and
14 maritime trades.

15 (70)(a) \$51,000 of the general fund—state appropriation for
16 fiscal year 2022 and (~~(\$51,000)~~)\$121,000 of the general fund—state
17 appropriation for fiscal year 2023 are provided solely for the
18 statewide broadband office to cofacilitate the Washington digital
19 equity forum with the Washington state office of equity. (~~The~~
20 ~~purpose of the forum is to develop recommendations to advance digital~~
21 ~~connectivity in Washington state. In developing its recommendations,~~
22 ~~the forum must:~~

23 ~~(i) Develop goals that are consistent with the goals~~
24 ~~of the governor's statewide broadband office, as provided in RCW~~
25 ~~43.330.536;~~

26 ~~(ii) Strengthen public-private partnerships;~~

27 ~~(iii) Solicit public input through public hearings or~~
28 ~~informational sessions;~~

29 ~~(iv) Work to increase collaboration and communication~~
30 ~~between local, state, and federal governments and agencies; and~~

31 ~~(v) Recommend reforms to universal service~~
32 ~~mechanisms.))~~

33 (b) (~~The directors of the governor's statewide broadband office~~
34 ~~and the Washington state office of equity are responsible for~~
35 ~~appointing participating members of the forum, and appointments~~
36 ~~require the approval of both directors. In making appointments, the~~
37 ~~directors must prioritize appointees representing:~~

38 ~~(i) Federally recognized tribes;~~

39 ~~(ii) State agencies involved in digital equity; and~~

1 ~~(iii) Underserved and unserved communities, including~~
2 ~~historically disadvantaged communities.~~

3 ~~(c) The director of the governor's statewide broadband~~
4 ~~office, or the director's designee, and the director of the~~
5 ~~Washington state office of equity, or the director's designee, shall~~
6 ~~serve as administrative cochairs of the forum.~~

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

11 ~~(i) The speaker of the house of representatives must~~
12 ~~appoint one member from each of the two largest caucuses of the house~~
13 ~~of representatives; and~~

14 ~~(ii) The president of the senate must appoint one~~
15 ~~member from each of the two largest caucuses of the senate.~~

16 ~~(e) Each member of the digital equity forum shall~~
17 ~~serve without compensation but may be reimbursed for travel expenses~~
18 ~~as authorized in RCW 43.03.050 and 43.03.060. Legislative members of~~
19 ~~the forum are reimbursed for travel expenses in accordance with RCW~~

20 ~~44.04.120. (f) The statewide broadband office must provide staff~~
21 ~~support for the digital equity forum. By January 1, 2023, the~~
22 ~~statewide broadband office must transmit the recommendations of the~~
23 ~~digital equity forum developed under (a) of this subsection to the~~
24 ~~legislature, consistent with RCW 43.01.036.))~~

25 ~~Of the~~
26 ~~amounts provided in this subsection, \$70,000 of the general fund—~~
27 ~~state appropriation for fiscal year 2023 is provided solely for~~
28 ~~implementation of Engrossed Second Substitute House Bill No. 1723~~
29 ~~(telecommunications access). If the bill is not enacted by June 30,~~
30 ~~2022, the amounts provided in this subsection (70)(b) shall lapse.~~

31 (71) \$500,000 of the general fund—state appropriation for fiscal
32 year 2022 is provided solely for grants to law enforcement agencies
33 to implement group violence intervention strategies in areas with
34 high rates of gun violence. Grant funding will be awarded to two
35 sites, with priority given to Yakima county and south King county.
36 The sites must be located in areas with high rates of gun violence,
37 include collaboration with the local leaders and community members,
38 use data to identify the individuals most at risk to perpetrate gun
39 violence for interventions, and include a component that connects
individuals to services. In selecting the sites, the department must

1 give priority to sites meeting these criteria that also can leverage
2 existing local or federal resources.

3 (72) \$350,000 of the general fund—state appropriation for fiscal
4 year 2022 (~~(is)~~) and \$350,000 of the general fund—state appropriation
5 for fiscal year 2023 are provided solely for a contract for a
6 business recovery program serving the city of Federal Way and
7 surrounding area. The contract recipient must be a nongovernmental
8 organization located in the city of Federal Way whose primary focus
9 is the economic development of the city of Federal Way and
10 surrounding area. The contract funding must be used for:

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

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

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

20 (73) \$202,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$89,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for a grant to a nonprofit
23 organization to provide emergency housing, permanent supportive
24 housing, and wraparound services focusing on Black transgender and
25 nonbinary individuals who are currently experiencing or at risk of
26 homelessness. The grant recipient must be a nonprofit organization
27 with locations in the cities of Seattle and Tacoma that provides
28 legal and other services for LGBTQ individuals in Washington. The
29 grant recipient may subgrant or subcontract with other organizations
30 to provide emergency housing, permanent supportive housing, and
31 wraparound services.

32 (74) \$125,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$125,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for a grant to a nonprofit for a
35 smart buildings education program to educate building owners and
36 operators on smart building practices and technologies, including the
37 development of onsite and digital trainings that detail how to
38 operate residential and commercial facilities in an energy efficient
39 manner. The grant recipient must be located in a city with a

1 population of more than 700,000 and must serve anyone within
2 Washington with an interest in better understanding energy efficiency
3 in commercial and institutional buildings.

4 (75) \$150,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$150,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for the department to establish
7 a sector lead position for the creative industries, including but not
8 limited to the performing arts, literary arts, music, and film. The
9 sector lead must work with interested parties to further the goals of
10 creating economic development opportunities, retaining and growing
11 jobs, and supporting small business development and expansion within
12 the creative industries.

13 (76) \$221,920,000 of the home security fund—state appropriation
14 and \$58,400,000 of the affordable housing for all account—state
15 appropriation are provided solely for implementation of Engrossed
16 Second Substitute House Bill No. 1277 (housing/revenue source). (~~If~~
17 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
18 ~~this subsection shall lapse.~~) Of the amounts provided in this
19 subsection:

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

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

31 (77) \$59,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$696,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for implementation of Engrossed
34 Second Substitute House Bill No. 1086 (behavioral health consumers).
35 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
36 ~~in this subsection shall lapse.~~)

37 (78) \$163,000 of the dedicated marijuana account—state
38 appropriation for fiscal year 2022 and \$159,000 of the dedicated
39 marijuana account—state appropriation for fiscal year 2023 are

1 provided solely for implementation of Engrossed Substitute House Bill
2 No. 1443 (cannabis industry/equity). (~~If the bill is not enacted by~~
3 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~)

4 (79) \$298,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$404,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for implementation of Engrossed
7 Second Substitute House Bill No. 1220 (emergency shelters & housing).
8 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
9 ~~in this subsection shall lapse.~~)

10 (80) (~~(\$306,000)~~)\$121,000 of the general fund—state appropriation
11 for fiscal year 2022 and (~~(\$483,000)~~)\$668,000 of the general fund—
12 state appropriation for fiscal year 2023 are provided solely for
13 implementation of Engrossed Second Substitute Senate Bill No. 5237
14 (child care & early dev. exp.). (~~If the bill is not enacted by June~~
15 ~~30, 2021, the amounts provided in this subsection shall lapse.~~)

16 (81) \$21,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$42,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for implementation of Engrossed
19 Third Substitute House Bill No. 1091 (transportation fuel/carbon).
20 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
21 ~~in this subsection shall lapse.~~)

22 (82) \$42,000 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 Second
25 Substitute House Bill No. 1168 (long-term forest health). (~~If the~~
26 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
27 ~~subsection shall lapse.~~)

28 (83) \$2,798,000 of the economic development strategic reserve
29 account manufacturing cluster acceleration subaccount—state
30 appropriation is provided solely for implementation of Substitute
31 House Bill No. 1170 (manufacturing). (~~If the bill is not enacted by~~
32 ~~June 30, 2021, the amount provided in this subsection shall lapse.~~)

33 (84) (~~(\$187,000,000)~~)\$174,000,000 of the general fund—federal
34 appropriation (ARPA) (~~(is)~~)and \$4,500,000 of the general fund—state
35 appropriation for fiscal year 2023 are provided solely for a
36 homeowner assistance program to provide mortgage, foreclosure, and
37 other assistance to eligible homeowners pursuant to P.L. 117-2. The
38 department may subgrant or contract with other entities to provide
39 assistance under the program. Of the amount provided in this

1 subsection, (~~(\$13,000,000)~~)\$2,000,000 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
4 foreclosure assistance.

5 (85) \$9,864,000 of the general fund—state appropriation for
6 fiscal year 2022 and \$9,864,000 of the general fund—state
7 appropriation for fiscal year 2023 are provided solely for long-term
8 rental subsidies for individuals with mental health or substance use
9 disorders. This funding may be used for individuals enrolled in the
10 foundational community support program while waiting for a longer
11 term resource for rental support or for individuals transitioning
12 from behavioral health treatment facilities or local jails.
13 Individuals who would otherwise be eligible for the foundational
14 community support program but are not eligible because of their
15 citizenship status may also be served. By December 1, 2021, and
16 December 1, 2022, the department must submit a report identifying the
17 expenditures and number of individuals receiving long-term rental
18 supports through the agency budget broken out by region, treatment
19 need, and the demographics of those served during the prior fiscal
20 year.

21 (86) (a) (~~(\$50,000,000)~~)\$70,000,000 of the coronavirus state
22 fiscal recovery fund—federal appropriation is provided solely for the
23 department to provide grants to small businesses through the working
24 Washington grant program.

25 (b) Of the amount provided in this subsection, (~~(\$30,000,000)~~)
26 \$42,000,000 of the coronavirus state fiscal recovery fund—federal
27 appropriation is provided solely to assist businesses maintain their
28 operations. To be eligible for a grant under this subsection, the
29 business must:

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

31 (ii) (~~(Have reported annual gross receipts of \$5,000,000 or less~~
32 ~~to the department of revenue for calendar year 2019)~~)Have not
33 reported annual gross receipts of more than \$5,000,000 in calendar
34 year 2019;

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

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

1 (v) Have experienced a reduction in business income or activity
2 related to COVID-19 or state or local actions in response to
3 COVID-19; and

4 (vi) Agree to operate in accordance with the requirements of
5 applicable federal, state, and local public health guidance and
6 directives.

7 (c) Of the amount provided in this subsection, (~~(\$20,000,000)~~)
8 \$28,000,000 of the coronavirus state fiscal recovery fund—federal
9 appropriation is provided solely to assist the reopening of
10 businesses that temporarily totally closed their operations. To be
11 eligible for a grant under this subsection, the business must:

12 (i) Apply for the grant;

13 ~~((Have reported annual gross receipts of \$5,000,000 or less~~
14 ~~to the department of revenue for calendar year 2019))~~Have not
15 reported annual gross receipts of more than \$5,000,000 in calendar
16 year 2019;

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

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

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

30 (vi) Agree to operate in accordance with the requirements of
31 applicable federal, state, and local public health guidance and
32 directives.

33 (d) Grant awards are subject to the availability of amounts
34 appropriated in this subsection. The department must conduct outreach
35 to underrepresented and unserved communities observed from prior
36 rounds of awards. The department must ensure equitable distributions
37 of grant funding, including considerations for geographic location
38 and businesses owned by members of historically disadvantaged
39 communities.

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

1 (ii) ~~((If a business received one or more working Washington~~
2 ~~small business grants before July 1, 2021, including grants provided~~
3 ~~pursuant to chapter 3, Laws of 2021, the grant awarded under this~~
4 ~~subsection must be reduced to reflect the amounts received from~~
5 ~~previous working Washington small business grants.))~~ If a business was
6 awarded one or more working Washington small business grants after
7 February 1, 2021, the grant award under this subsection may be
8 reduced to reflect the amounts received from previous working
9 Washington small business grants. The department may prioritize
10 businesses and nonprofit organizations that have not yet received a
11 grant under the working Washington small business grant program.

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

14 (i) Upgrading physical workplaces to adhere to new safety or
15 sanitation standards;

16 (ii) Procuring required personal protective supplies for
17 employees and business patrons and clients;

18 (iii) Updating business plans;

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

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

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

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

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

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

31 ~~(A) \$25,000,000)~~ \$45,000,000 of the
32 coronavirus state fiscal recovery fund—federal appropriation is
33 provided solely for grants under (b) or (c) of this subsection to
34 eligible businesses and nonprofit organizations in the arts,
35 heritage, and science sectors, including those that operate live
36 entertainment venues ~~(; and~~

37 ~~(B) \$25,000,000 for grants under (b) or (c) of this~~
38 ~~subsection to eligible businesses and nonprofit organizations located~~
39 ~~in counties that are in phase 2 of the governor's "healthy~~
40 ~~Washington: roadmap to recovery" plan at the time the business or~~

1 ~~nonprofit organization applies for funding~~). The department must
2 develop criteria for successful applications under this subsection in
3 combination with the Washington state arts commission.

4 (87) \$138,000,000 of the general fund—federal appropriation
5 (ARPA) is provided solely for the department to implement small
6 business capital access and other credit support programs under the
7 state small business credit initiative, pursuant to P.L. 117-2. The
8 department may contract with other entities to implement the capital
9 access program and other credit support programs. The department is
10 highly encouraged to use local nonprofit community development
11 financial institutions to deliver access to credit to the maximum
12 extent allowed by federal law, rules, and guidelines. The department
13 must apply for the maximum possible allocation of federal funding
14 under P.L. 117-2, including but not limited to funds set aside for
15 extremely small businesses and business enterprises owned and
16 controlled by socially and economically disadvantaged individuals.
17 The funding provided in this section also includes federal funds
18 allocated to the state for technical assistance to businesses. The
19 department must ensure businesses owned and controlled by socially
20 and economically disadvantaged individuals, as defined in P.L. 117-2,
21 have equitable access to program services.

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

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

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

32 (ii) Incurs eligible costs.

33 (c) Eligible costs are costs to provide emergency noncongregate
34 sheltering that:

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

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

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

4 (e) The department must coordinate with the military department
5 to confirm that grant recipients have applied to the federal
6 emergency management agency public assistance program for costs
7 identified in their grant application.

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

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

20 (b) The purposes of this comprehensive equity review are: To
21 reduce barriers to historically underserved populations'
22 participation in the capital grant programs; to redress inequities in
23 existing capital grant policies and programs; and to improve the
24 equitable delivery of resources and benefits in these programs.

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

35 (d) The department must collaborate with the Washington state
36 commission on African American affairs; the Washington state
37 commission on Asian Pacific American affairs; the Washington state
38 commission on Hispanic affairs; the governor's office of Indian
39 affairs; the governor's committee on disability issues and
40 employment; the office of equity; the office of minority and women's

1 business enterprises; the environmental justice council if
2 established by passage of Engrossed Second Substitute Senate Bill No.
3 5141; and other interested parties as appropriate to develop and
4 conduct a community engagement process to inform the review.

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

9 (90) (~~(\$23,000,000)~~) \$23,444,000 of the general fund—federal
10 appropriation (ARPA) is provided solely for the HOME investment
11 partnerships program pursuant to P.L. 117-2. Of the amount provided
12 in this subsection, \$18,000,000 of the general fund—federal
13 appropriation (ARPA) is provided solely for the department to issue
14 competitive financial assistance to eligible organizations under RCW
15 43.185A.040 for the acquisition and development of noncongregate
16 shelter units, subject to the following conditions and limitations:

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

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

29 (c) The department must establish criteria for the issuance of
30 the grants, which must follow the guidelines and compliance
31 requirements of the housing trust fund program and the federal HOME
32 investment partnership program. The criteria must include:

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

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

38 (iii) A detailed estimate of the costs associated with opening
39 the units; and

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

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

6 (i) The total number of applications and amount of funding
7 requested; and

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

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

13 (91) \$391,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$391,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for Pacific county to operate or
16 participate in a drug task force to enhance coordination and
17 intelligence while facilitating multijurisdictional criminal
18 investigations.

19 (92) \$150,000 of the general fund—state appropriation for fiscal
20 year 2022 is provided solely for a grant to a nonprofit organization
21 providing housing services in western Washington to conduct a master
22 planning process for the development of a family-centered drug
23 treatment and housing program. The grant recipient must be a
24 nonprofit organization that has experience administering a comparable
25 program in another region of the state. The program must provide
26 housing units for families with members who have substance use
27 disorders and who are involved in the child welfare system, and
28 services including but not limited to case management, counseling,
29 substance use disorder treatment, and parenting skills classes. The
30 program site must be located within or in close proximity to King
31 county, and include living quarters for families, space for services,
32 and childcare and play areas for children. The nonprofit must include
33 housing developers, service providers, and other interested parties
34 in the master planning process. By December 31, 2021, the nonprofit
35 must submit the plan to the department, the senate ways and means
36 committee, and the house capital budget committee.

37 (93) \$150,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$150,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for a grant to a nonprofit

1 organization to assist fathers transitioning from incarceration to
2 family reunification. The grant recipient must have experience
3 contracting with the department of corrections to support offender
4 betterment projects and the department of social and health services
5 to provide access and visitation services.

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

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

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

22 (c) Suggestions from the department and grant
23 recipients on how to engage populations experiencing systemic
24 inequities with future programming; and

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

27 (95) \$375,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$375,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the department to accelerate
30 implementation of the low-income rural home rehabilitation program by
31 contracting with up to seven home rehabilitation agencies, as defined
32 under WAC 365-175-030, in a variety of regions of the state. Funding
33 provided in this subsection may be used by home rehabilitation
34 agencies for program support in order to increase the number of
35 households participating in the program. Home rehabilitation agencies
36 receiving funding under this subsection must provide the department
37 with a summary of their direct and indirect costs associated with
38 implementing the program.

1 (96) \$450,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely for pre-development activities for
3 state-operated or contracted residential or supportive housing
4 facilities at the Pacific hospital preservation and development
5 authority buildings three through ten in Seattle, to help carry out
6 Washington state's plans for new community-based residential
7 facilities, including supportive housing. The facilities may be used
8 for behavioral health, long-term care, developmentally disabled
9 community housing, recovery residences, state-operated living
10 alternatives, group homes, or family-centered substance use disorder
11 recovery housing. The amounts provided in this subsection may be used
12 for concept development, planning, lease payments, and other related
13 expenses for pre-development of state- or nonprofit-operated
14 residential facilities identified by the health care authority or the
15 departments of social and health services, children, youth, and
16 families, and commerce. The department is authorized to enter into a
17 short-term lease, with an option to enter into a multiyear extension,
18 for the Pacific hospital preservation and development authority
19 quarters buildings three through ten.

20 (97) \$80,000 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 a grant to a nonprofit
23 organization dedicated to supporting forest health restoration
24 located in Okanogan county for work toward a biochar research and
25 demonstration project and initial efforts toward full-size operation
26 of an industrial-sized facility in the Methow valley.

27 (98) \$6,800,000 of the general fund—state appropriation for
28 fiscal year 2022 and ~~(\$8,200,000)~~ \$15,700,000 of the general fund—
29 state appropriation for fiscal year 2023 are provided solely for
30 grants ~~((to crime victim services providers for victim assistance
31 programs. The department must distribute the funds in accordance with
32 the methodologies used to distribute federal victims of crime act
33 victim assistance funding))~~ to ensure continuity of crime victim
34 services impacted by reductions in federal victims of crime act
35 funding and help address increased demand for crime victim services
36 attributable to the COVID-19 pandemic. The department shall consult
37 with crime victim service providers and other stakeholders to inform
38 a plan to invest any amount above what is required to maintain

1 existing services in immediate, short-term needs and in a manner that
2 is consistent with the office of crime victims advocacy's state plan.

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

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

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

- 33 (i) Two county commissioners, one from east of the crest of the
34 Cascade mountains and one from west of the crest of the Cascade
35 mountains;
- 36 (ii) An owner of an aviation company and an owner of an aerospace
37 company or their representatives;
- 38 (iii) The director of the aviation division of the department of
39 transportation, or the director's designee;

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

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

7 (vi) The aerospace lead from the department of commerce or a
8 representative of the department;

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

10 (viii) A representative of the military department;

11 (ix) A representative of the state board for community and
12 technical colleges;

13 (x) Representatives from airport associations;

14 (xi) Representatives from an aviation and aerospace educational
15 program; and

16 (xii) Representatives from both aviation and aerospace
17 associations.

18 (c) The director of the department and the secretary of the
19 department of transportation, or their designees, shall serve as the
20 administrative cochairs of the aviation and aerospace advisory
21 committee.

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

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

29 (f) In consultation with the aviation and aerospace advisory
30 committee, the department must develop a strategic plan for the
31 department's aerospace, aviation, and airport economic development
32 program. The strategic plan should identify: (i) Changing market
33 conditions in the aerospace industry; (ii) emerging opportunities to
34 diversify and grow Washington's aerospace sector; and (iii)
35 strategies and action steps to build on the state's core strengths in
36 aerospace infrastructure and workforce expertise to diversify and
37 grow employment in Washington's aerospace sector. The department must
38 submit the strategic plan to the appropriate committees of the
39 legislature by June 30, 2023.

1 (g) The cochairs may seek recommendations and input from the
2 aviation and aerospace advisory committee to inform the legislature
3 on aviation and aerospace issues.

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

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

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

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

22 (iii) Associations representing cities and housing authorities;
23 and

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

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

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

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

37 (iii) Review barriers preventing Black, indigenous, and people of
38 color from accessing credit and loans through traditional banks for
39 residential loans; and

1 (iv) Provide budgetary, administrative policy, and legislative
2 recommendations to increase ownership unit development and access to
3 credit.

4 (101) \$225,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$225,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for the department to convene a
7 task force to make recommendations regarding needed reforms to the
8 state's growth policy framework, including the growth management act,
9 state environmental policy act, and other statutes related to growth,
10 change, economic development, housing, social equity, and
11 environmental conservation. The process will build upon the findings,
12 concepts, and recommendations in recent state-funded reports,
13 including the "road map to Washington's future" issued by the William
14 D. Ruckelshaus center in 2019, the report of the environmental
15 justice task force issued in 2020, and "updating Washington's growth
16 policy framework" issued by the University of Washington in 2021. The
17 task force must involve diverse perspectives including but not
18 limited to representatives of counties, cities, special districts,
19 the real estate, building, and agricultural industries, planning and
20 environmental organizations, tribal governments, and state agencies.
21 Special effort must be made to include in these discussions the lived
22 experiences and perspectives of people and communities who have too
23 often been excluded from public policy decision-making and unevenly
24 impacted by those decisions. The work group must report on its
25 activities and recommendations prior to the 2022 and 2023 legislative
26 sessions.

27 (102) \$80,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$80,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for a grant to a nonprofit
30 organization located in the city of Seattle for providing resident
31 services and on-site programming for affordable housing residents in
32 Delridge, supporting local youth with leadership pathways, and other
33 community development initiatives that improve the health and well-
34 being of southwest Seattle residents.

35 (103) \$61,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$31,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for San Juan county health and
38 community services to enter into an agreement with the United States
39 geological survey to evaluate available groundwater, surface water,

1 and meteorological data for the county, complete recharge estimations
2 for the county, and update the water balance for the county.

3 (104) \$140,000 of the general fund—state appropriation for fiscal
4 year 2022 is provided solely to contract with businesses ending
5 slavery and trafficking for a human trafficking initiative.

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

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

18 (105) \$278,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$277,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for a grant to a nonprofit
21 organization within the city of Tacoma for social services and
22 educational programming to assist Latino and indigenous communities
23 in honoring heritage and culture, becoming proficient in civic
24 education, and overcoming barriers to social, political, racial,
25 economic, and cultural community development.

26 (106) \$100,000 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 to provide college accredited
29 courses through alternative methods to disadvantaged adults, such as
30 those experiencing homelessness, who are low-income, come from
31 generational poverty, or have a disabling condition, including those
32 that are further impacted by systemic racism, who do not believe they
33 can be successful or have not yet contemplated college for their
34 future with the intent of engaging these individuals in further
35 education to increase their lifelong wage potential.

36 (107) (a) (~~(\$351,000)~~) \$151,000 of the general fund—state
37 appropriation for fiscal year 2022 and (~~(\$332,000)~~) \$532,000 of the
38 general fund—state appropriation for fiscal year 2023 are provided
39 solely for the department to contract with a nonprofit organization

1 with demonstrated expertise in the creative arts and strategic
2 planning to establish a Washington state creative economy work group
3 that within two years, and with the advice of the work group,
4 develops a strategic plan to improve the Washington state creative
5 economy that can be rolled out in incremental phases to reach
6 identified economic, social justice, and business development goals.

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

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

24 (i) A representative from the Washington state association of
25 counties;

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

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

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

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

31 (vi) An appropriate number of representatives from the Washington
32 state arts community including, but not limited to, the following
33 sectors:

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

35 (B) Recorded audio and music production;

36 (C) Animation production;

37 (D) Video game development;

38 (E) Live theater, orchestra, dance, and opera;

39 (F) Live music performance;

1 (G) Visual arts, including sculpture, painting, graphic design,
2 and photography;

3 (H) Production facilities, such as film and television studios;
4 and

5 (I) Live music or performing arts venues;

6 (vii) A representative from a certified public accounting firm or
7 other company with experience in financial modeling and in the
8 creative arts;

9 (viii) A representative selected by the Washington state
10 commission on African American affairs, the Washington state
11 commission on Hispanic affairs, the governor's office of Indian
12 affairs, and the Washington state commission on Asian Pacific
13 American affairs to represent the entities on the work group;

14 (ix) A representative of a federally recognized Indian tribe with
15 a reservation located east of the crest of the Cascade mountains;

16 (x) A representative of a federally recognized Indian tribe with
17 a reservation located west of the crest of the Cascade mountains; and

18 (xi) Other state agency representatives or stakeholder group
19 representatives, at the discretion of the work group, for the purpose
20 of participating in specific topic discussions.

21 (d) In developing the strategic plan for the Washington state
22 creative economy, the work group must:

23 (i) Identify existing studies of aspects affecting the creative
24 economy, including studies relating to tax issues, legislation,
25 finance, population and demographics, and employment;

26 (ii) Conduct a comparative analysis with other jurisdictions that
27 have successfully developed creative economy plans and programs,
28 including the states of Georgia and New Mexico, and the provinces of
29 British Columbia and Ontario, Canada;

30 (iii) Conduct in-depth interviews to identify best practices for
31 structuring a strategic plan for the state of Washington;

32 (iv) Evaluate existing banking models for financing creative
33 economy projects in the private sector and develop a financial model
34 to promote investment in Washington's creative economy;

35 (v) Evaluate existing state and county tax incentives and make
36 recommendations for improvements to support the creative economy;

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

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

3 (viii) Identify the role that state education programs in the
4 creative arts play in the creative economy and with respect to
5 advancing the strategic plan.

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

13 (108) (~~(\$300,000)~~) \$153,000 of the general fund—state
14 appropriation for fiscal year 2022 (~~(is)~~) and \$147,000 of the general
15 fund—state appropriation for fiscal year 2023 are provided solely for
16 a grant to a nonprofit museum and science and technology center
17 located in the city of Seattle that provides youth educational
18 programming related to discovery, experimentation, and critical
19 thinking in the sciences for a maker and innovation lab and to
20 develop and operate new experiential learning opportunities.

21 (109) \$125,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$125,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely to contract with a statewide
24 association that supports a network of local asset building
25 coalitions for programs to increase the financial stability of low-
26 income Washingtonians adversely affected economically by COVID-19
27 through increasing participation in earned income tax credit refunds,
28 the Washington retirement marketplace, and programs that build
29 personal savings.

30 (110) (~~(\$421,000)~~) \$971,000 of the general fund—state
31 appropriation for fiscal year 2022 (~~(is)~~) and \$3,561,000 of the
32 general fund—state appropriation for fiscal year 2023 are provided
33 solely for the department to continue starting up the Washington
34 state office of firearm safety and violence prevention, including the
35 creation of a state and federal grant funding plan to direct
36 resources to cities that are most impacted by community violence. Of
37 the amounts provided in this subsection:

38 (a) \$100,000 of the general fund—state appropriation
39 for fiscal year 2022 and \$600,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for community-
2 based violence prevention and intervention services to individuals
3 identified through the King county shots fired social network
4 analysis. The department must complete an evaluation of the program
5 and provide a report to the governor and the appropriate legislative
6 committees by June 30, 2023.

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

14 (A) One site serving in Yakima county, one site in
15 south King county, one site in Federal Way, and one site in Tacoma;

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

20 (C) Sites that partner with the University of
21 Washington Harborview firearm injury and policy research program for
22 social impact evaluation; and

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

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

29 (111) \$250,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$250,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the department to conduct a
32 study and report to the legislature on city and county implementation
33 of the multifamily housing property tax exemption. The report must:

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

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

37 (ii) Monitoring rent, occupancy, and demographics of tenants of
38 exempt housing;

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

4 (iv) Identifying practices that encourage permanent affordable
5 rental opportunities; and

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

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

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

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

15 (iii) Looking at permanent affordable rentals; and

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

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

22 (112) \$195,000 of the general fund—state appropriation for fiscal
23 year 2022 is provided solely for a grant to Spokane county for costs
24 related to redistricting activities required by chapter 36.32 RCW.

25 (113) \$130,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$130,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for the department to contract
28 with a nonprofit organization to provide tiny homes for veterans.

29 (114) (~~(\$210,000)~~)\$170,000 of the general fund—state
30 appropriation for fiscal year 2022 and (~~(\$90,000)~~)\$130,000 of the
31 general fund—state appropriation for fiscal year 2023 are provided
32 solely for the department to perform an analysis of the property
33 operations and maintenance costs and tenant supportive services costs
34 for affordable housing projects that receive funding from the
35 Washington housing trust fund. The projects to be analyzed must
36 include, but are not limited to, permanent supportive housing and
37 youth housing taking into consideration housing projects that have
38 been in service for a sufficient time that actual costs can be
39 determined. The analysis shall include a categorized overview of the

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

15 (115) \$157,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$154,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for implementation of Second
18 Substitute Senate Bill No. 5383 (public telecom services). (~~If the
19 bill is not enacted by June 30, 2021, the amounts provided in this
20 subsection shall lapse.~~)

21 (116) \$1,555,000 of the general fund—state appropriation for
22 fiscal year 2022 ~~((is))~~ and \$1,592,000 of the general fund—state
23 appropriation for fiscal year 2023 are provided solely for
24 implementation of Engrossed Second Substitute Senate Bill No. 5141
25 (environmental justice task force). (~~If the bill is not enacted by
26 June 30, 2021, the amount provided in this subsection shall lapse.~~)

27 (117) \$946,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$921,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for implementation of Second
30 Substitute Senate Bill No. 5368 (rural economic development). (~~If
31 the bill is not enacted by June 30, 2021, the amounts provided in
32 this subsection shall lapse.~~)

33 (118) \$114,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$110,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for implementation of Engrossed
36 Second Substitute Senate Bill No. 5287 (affordable housing
37 incentives). (~~If the bill is not enacted by June 30, 2021, the
38 amounts provided in this subsection shall lapse.~~)

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

11 (120) ~~((\$1,250,000))~~\$700,000 of the general fund—state
12 appropriation for fiscal year 2022 and ~~((\$1,250,000))~~\$1,800,000 of
13 the general fund—state appropriation for fiscal year 2023 are
14 provided solely for implementation of Engrossed Substitute Senate
15 Bill No. 5353 (law enforcement community engagement). Of the amounts
16 provided in this subsection, ~~((\$500,000))~~\$50,000 of the general fund—
17 state appropriation for fiscal year 2022 and ~~((\$500,000))~~\$950,000 of
18 the general fund—state appropriation for fiscal year 2023 are
19 provided solely for grants awarded under this bill. ~~((If the bill is
20 not enacted by June 30, 2021, the amounts provided in this subsection
21 shall lapse.))~~

22 (121) \$66,000 of the general fund—state appropriation for fiscal
23 year 2022 is provided solely for implementation of Second Substitute
24 Senate Bill No. 5183 (nonfatal strangulation). ~~((If the bill is not
25 enacted by June 30, 2021, the amount provided in this subsection
26 shall lapse.))~~

27 (122) \$40,000 of the general fund—state appropriation for fiscal
28 year 2022 is provided solely for implementation of Substitute Senate
29 Bill No. 5126 (climate commitment). ~~((If the bill is not enacted by
30 June 30, 2021, the amount provided in this subsection shall lapse.))~~

31 (123) \$2,500,000 of the general fund—state appropriation for
32 fiscal year 2022 and \$2,500,000 of the general fund—state
33 appropriation for fiscal year 2023 are provided solely for the
34 department to administer a competitive grant program for grants to
35 community-based programs to provide reentry services for formerly
36 incarcerated persons and supports to facilitate successful
37 transitions to the community. The department must work in
38 collaboration with the statewide reentry council to administer the
39 program. Applicants must provide a project proposal to the department

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

7 (124) (~~(\$2,500,000)~~) \$2,000,000 of the general fund—state
8 appropriation for fiscal year 2022 and (~~(\$2,500,000)~~) \$3,000,000 of
9 the general fund—state appropriation for fiscal year 2023 are
10 provided solely for the department to administer grants to diaper
11 banks for the purchase of diapers, wipes, and other essential baby
12 products, for distribution to families in need. The department must
13 give priority to providers serving or located in marginalized, low-
14 income communities or communities of color; and providers that help
15 support racial equity.

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

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

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

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

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

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

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

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

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

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

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

6 (i) Upgrading physical workplaces to adhere to new safety or
7 sanitation standards;

8 (ii) Procuring required personal protective supplies for
9 employees and business patrons and clients;

10 (iii) Updating business plans;

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

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

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

14 and

15 (vii) Maintenance and operations costs associated with vessel
16 operations.

17 (d) The county must submit a report to the department by June 30,
18 2022, outlining the use of funds, specific expenditures of the
19 grantees, and revenue and expenses of the grantees including
20 additional government or private funds or grants received.

21 (126) (~~(\$1,656,000)~~) \$1,162,000 of the general fund—state
22 appropriation for fiscal year 2022 and (~~(\$1,615,000)~~) \$2,109,000 of
23 the general fund—state appropriation for fiscal year 2023 are
24 provided solely for the department to publish the guidelines and
25 guidance set forth in (a), (b), and (c) of this subsection. The
26 department shall publish the guidelines and guidance described in
27 (a), (b), and (c) of this subsection no later than June 30, 2023.
28 From amounts provided in this subsection, pursuant to an interagency
29 agreement, the department shall provide funding to the department of
30 ecology, the department of health, the department of fish and
31 wildlife, the department of natural resources, the department of
32 health, and the emergency management division of the military
33 department to fund activities that support the work specified in (a),
34 (b) and (c) of this subsection.

35 (a) The department, in consultation with the department of
36 ecology, the department of health, and the department of
37 transportation, shall publish guidelines that provide a set of
38 actions counties and cities may take, under existing statutory
39 authority, through updates to their comprehensive plans and
40 development regulations that have a demonstrated ability to reduce

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

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

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

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

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

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

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

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

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

20 (127) \$240,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$95,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for the department to
23 collaborate with the department of children, youth, and families to
24 jointly convene and facilitate a child care collaborative task force
25 to continue the work of the task force created in chapter 368, Laws
26 of 2019 (2SHB 1344) to establish a true cost of quality of child
27 care. The task force shall report its findings and recommendations to
28 the governor and the appropriate committees of the legislature by
29 November 1, 2022.

30 (128) \$10,000,000 of the Washington housing trust account—state
31 appropriation is provided solely for housing that serves people with
32 intellectual and developmental disabilities.

33 (129) \$10,000,000 of the general fund—state
34 appropriation for fiscal year 2023 is provided solely for the
35 department for grants for updating and implementing comprehensive
36 plans and development regulations in order to implement the
37 requirements of the growth management act.

38 (a) In allocating grant funding to local
39 jurisdictions, awards must be based on a formula, determined by the

1 department, to ensure that grants are distributed equitably among
2 cities and counties. Grants will be used primarily to fund the review
3 and update requirements for counties and cities required by RCW
4 36.70A.130. Funding provided on this formula basis shall cover
5 additional county and city costs, if applicable, to implement chapter
6 254, Laws of 2021 (Engrossed Second Substitute House Bill No. 1220).

7 (b) Within the amounts not utilized under (a) of this
8 subsection, the department shall establish a competitive grant
9 program to implement requirements of the growth management act.

10 (c) Up to \$500,000 per biennium may be allocated
11 toward growth management policy research and development or to assess
12 the ongoing effectiveness of existing growth management policy.

13 (d) The department must develop a process for
14 consulting with local governments, affected stakeholders, and the
15 legislature to establish emphasis areas for competitive grant
16 distribution and for research priorities. The department must
17 complete a report on emphasis areas and research priorities by June
18 30, 2023.

19 (130) \$87,000 of the general fund—state appropriation
20 for fiscal year 2023 is provided solely for implementation of
21 Substitute House Bill No. 1914 (motion picture program). If the bill
22 is not enacted by June 30, 2022, the amount provided in this
23 subsection shall lapse.

24 (131) \$4,500,000 of the general fund—state
25 appropriation for fiscal year 2022 is provided solely for a grant to
26 the city of Seattle for deposit into the Skagit environmental
27 endowment fund to support the protection of the headwaters of the
28 Skagit river watershed through the acquisition of land, mining,
29 and/or timber rights. This grant must be matched by nonstate sources.

30 (132) (a) \$45,050,000 of the coronavirus state fiscal
31 recovery fund—federal appropriation is provided solely for a targeted
32 grant program to transition persons residing on state-owned rights-
33 of-way to safer housing opportunities, with an emphasis on permanent
34 housing solutions. Eligible grant recipients include local
35 governments and nonprofit organizations operating to provide housing
36 or services. Recipients may use grant funding to provide outreach,
37 housing, transportation, and other services needed to assist
38 individuals residing on public rights-of-way with moving into
39 housing.

1 (b) Prior to awarding grants under (a) of this
2 subsection, the department must work with the department of
3 transportation, representatives of local governments, and
4 representatives of nonprofit housing and homeless services providers
5 to determine the process and criteria that will be used to award
6 grants. Grant criteria must include, but are not limited to:

7 (i) Whether a site where the grantee will conduct
8 outreach and engagement has been identified by the department of
9 transportation as a location where individuals residing on the public
10 right-of-way are in specific circumstances or physical locations that
11 expose them to especially or imminently unsafe conditions, including
12 but not limited to active construction zones and risks of landslides,
13 or when the location of an individual poses a significant threat to
14 the safety of others;

15 (ii) Local government readiness and capacity to enter
16 into and fulfill the grant requirements as applicable; and

17 (iii) Other criteria as identified by the department.

18 (c) When awarding grants under (a) of this subsection,
19 the department must prioritize applicants that focus on permanent
20 housing solutions.

21 (d) Grant recipients under (a) of this subsection must
22 enter into a memorandum of understanding with the department, and
23 other state agencies if applicable, as a condition of receiving
24 funds. Memoranda of understanding must specify the responsibilities
25 of the grant recipients and the state agencies, and must include
26 specific measurable outcomes for each entity signing the memorandum.
27 The department must publish all signed memoranda on the department's
28 website and must publish an update on outcomes for each memorandum at
29 least every 60 days. At a minimum, outcomes must include:

30 (i) The number of people living on the right-of-way
31 whom the parties engage;

32 (ii) The demographics of those engaged;

33 (iii) The type and duration of engagement with
34 individuals living on rights-of-way;

35 (iv) The types of housing options that were offered;

36 (v) The number of individuals who accepted offered
37 housing;

38 (vi) The types of assistance provided to move
39 individuals into offered housing;

1 (vii) Any services and benefits in which an individual
2 was successfully enrolled; and

3 (vii) The housing outcomes of individuals who were
4 placed into housing six months and one year after placement.

5 (e) Grant recipients under (a) of this subsection may
6 not transition individuals from public rights-of-way unless they in
7 good faith offer individuals a housing option that is safer than
8 their current living situation. The department must establish
9 criteria regarding the safety, accessibility, and habitability of
10 housing options to be offered by grant recipients to ensure that such
11 options are a meaningful improvement over an individual's current
12 living situation and that grant recipients provide options that are
13 well-matched to an individual's assessed needs.

14 (f) The department must submit a preliminary report to
15 the appropriate policy and fiscal committees of the legislature by
16 December 15, 2022, and a full report by September 30, 2023. The
17 reports must identify barriers to housing and gaps in services that
18 prevented or otherwise impacted the housing outcomes of individuals
19 engaged by the grantees, and policy and budgetary recommendations to
20 improve the transition of individuals residing on public rights-of-
21 way to permanent housing.

22 (133) \$200,000 of the general fund—state appropriation
23 for fiscal year 2023 is provided solely for the department to
24 contract with a consultant to study incorporating the unincorporated
25 communities of Fredrickson, Midland, North Clover Creek-Collins,
26 Parkland, Spanaway, Summit-Waller, and Summit View into a single
27 city. The study must include, but not be limited to, the impacts of
28 incorporation on the local tax base, crime, homelessness,
29 infrastructure, public services, and behavioral health services, in
30 the listed communities. The department must submit the study to the
31 office of financial management and the appropriate committees of the
32 legislature by June 1, 2023.

33 (134) \$1,000,000 of the general fund—state
34 appropriation for fiscal year 2023 is provided solely for the
35 department to develop a community reinvestment plan to guide the
36 distribution of grants from the community reinvestment account
37 created in section 947 of this act.

38 (a) The department shall, in partnership with the
39 office of equity, and "by and for community organizations" as defined
40 by the office of equity, develop a community reinvestment plan for

1 how funds would be distributed to address racial, economic, and
2 social disparities in communities across the state created by the
3 historical design and enforcement of state and federal criminal laws
4 and penalties for drug possession. The community reinvestment plan
5 should address funding in the following areas:

6 (i) Economic development, which includes addressing
7 wealth disparities to promote asset building such as home ownership
8 and expanding access to financial resources including, but not
9 limited to, grants and loans for small businesses and entrepreneurs,
10 financial literacy training, and other small business training and
11 support activities;

12 (ii) Civil and criminal legal assistance to provide
13 postconviction relief and case assistance, including the expungement
14 of criminal records and vacation of criminal convictions;

15 (iii) Community-based violence intervention and
16 prevention services; and

17 (iv) Reentry services to facilitate successful
18 transitions for persons formerly incarcerated in an adult
19 correctional facility or juvenile residential facility in Washington.

20 (b) The plan must include a timeline for regular
21 review by the department and the office of equity, criteria for
22 eligible communities and programs, development of accountability
23 measures to ensure that distribution and use of funding meets
24 intended purposes, and tracking of outcomes for the funds. At a
25 minimum, the plan must address how the community reinvestment account
26 funding will:

27 (i) Produce significant long-term economic benefits to
28 the state, a region of the state, or a particular community in the
29 state;

30 (ii) Result in significant long-term economic benefits
31 in the form of new jobs, job retention, increased personal wealth, or
32 higher incomes for citizens of the state or a particular community in
33 the state; and

34 (iii) Ensure that:

35 (A) Projects or programs do not require continuing
36 state support;

37 (B) An expenditure will not supplant private
38 investment;

39 (C) An expenditure is accompanied by additional public
40 or private investment; and

1 (D) Nonprofit, faith-based, and grassroots
2 organizations are prioritized for funding.

3 (c) In developing the plan, the department is
4 encouraged to incorporate existing and ongoing work from relevant
5 task forces and work groups including, but not limited to, the social
6 equity in cannabis task force, the reentry council, and the
7 homeownership disparities work group.

8 (d) The department shall submit a preliminary report
9 to the governor and relevant committees of the legislature by
10 December 1, 2022. A final report on the implementation plan must be
11 submitted to the governor and relevant committees of the legislature
12 by June 30, 2023.

13 (135) \$10,000,000 of the general fund—state
14 appropriation for fiscal year 2023 is provided solely for the
15 department to conduct outreach activities for the working families
16 tax exemption established in RCW 82.08.0206 and the federal earned
17 income tax credit. Of the amounts provided in this subsection:

18 (a) \$6,860,000 of the general fund—state appropriation
19 for fiscal year 2023 is provided solely for grants to community-based
20 organizations to conduct outreach activities and application
21 assistance for individuals eligible for the working families tax
22 exemption. In awarding the funds, the department must award grants to
23 at least two community-based organizations in each county. Of the
24 amounts provided in this subsection (135) (a), 25 percent must be used
25 for outreach activities serving tribal and urban Indian communities,
26 communities of color, and households in rural areas.

27 (b) \$2,860,000 of the general fund—state appropriation
28 for fiscal 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 who file or may be eligible to file using a valid
32 individual taxpayer identification number. Grant recipients may also
33 use grant funds to assist individuals in obtaining valid individual
34 tax identification numbers.

35 (c) \$280,000 of the general fund—state appropriation
36 for fiscal year 2023 is provided solely for the department to provide
37 oversight, technical assistance, and training for grant recipients;
38 conduct language access activities; create a statewide outreach plan;
39 and for other administrative costs.

1 (136) \$5,000,000 of the coronavirus state fiscal
2 recovery fund—federal appropriation is provided solely for grants to
3 nonprofit arts, heritage, science, and culture organizations for
4 costs associated with COVID-19 testing and safety monitoring required
5 by state and local governments and by union contracts. To receive a
6 grant under this section, an applicant must certify that they have
7 reported annual gross receipts of greater than \$5,000,000 in calendar
8 year 2019, and that they applied for but did not receive funding from
9 a state or federal source for the same eligible costs.

10 (137) \$500,000 of the general fund—state appropriation
11 for fiscal year 2023 is provided solely for a grant to a nonprofit
12 organization to provide programming that offers pathways to higher
13 education and career opportunities in the arts, entertainment, and
14 related creative industries for youth and young adults in south King
15 county, with a focus on low-income individuals and historically
16 disadvantaged populations. The grant recipient must be a nonprofit
17 organization headquartered in the city of Federal Way that: Has
18 experience working with BIPOC communities; serves youth and young
19 adults through programs focused on cultivating creative talents
20 through the professional entertainment and arts industries; can
21 directly facilitate the placement of program participants in
22 industry-related internships and job opportunities; and can
23 demonstrate a working relationship or strategic partnerships with
24 global commercial entertainment and digital arts industry experts,
25 networks, and companies in areas such as music, film, television, and
26 fashion. The organization may use the grant for activities including,
27 but not limited to, workshops and other events that support the goal
28 of improving the business and professional skills of youth and young
29 adults interested in the arts and entertainment industries.

30 (138) \$50,000 of the general fund—state appropriation
31 for fiscal year 2023 is provided solely for the department to
32 contract with a third-party facilitator to provide staff support for
33 the joint legislative task force on best practices for broadband
34 deployment created in section 945 of this act.

35 (139) \$75,000 of the general fund—state appropriation
36 for fiscal year 2022 and \$125,000 of the general fund—state
37 appropriation for fiscal year 2023 are provided solely for the
38 department of commerce to develop a report on the behavioral health
39 and long-term care facilities and residential settings that provide

1 services within the continuum of care for individuals who are
2 discharged from state psychiatric hospitals. For the purposes of this
3 subsection, "continuum of care" means transitional housing or
4 residential placements that provide supportive services and skill
5 development needed for individuals to be permanently housed, and
6 permanent supportive housing or residential placements that provide
7 individuals with an appropriate place to live with services available
8 as needed. The report must map the geographic location of each
9 facility or residential setting, and it must highlight geographic
10 gaps in service availability. In preparing the report, the department
11 must coordinate with the department of social and health services,
12 the department of health, and the health care authority. The
13 department must submit its report to the governor and appropriate
14 legislative committees no later than December 1, 2022.

15 (140) \$5,000,000 of the coronavirus state fiscal
16 recovery fund—federal appropriation is provided solely for the
17 department to establish a grant program to assist businesses and
18 nonprofits that are dependent to maintain their operations on the
19 economic activity created through conventions hosted in Washington
20 state. The amount provided under this subsection is subject to the
21 following conditions and limitations:

22 (a) To be eligible for a grant under this subsection,
23 a business must:

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

25 (ii) Have not reported annual gross receipts of more
26 than \$100,000,000 in calendar year 2019;

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

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

32 (v) Have experienced a reduction in business income or
33 activity related to COVID-19 or state or local actions in response to
34 COVID-19;

35 (vi) Agree to operate in accordance with the
36 requirements of applicable federal, state, and local public health
37 guidance and directives; and

38 (vii) Have met one or more of the following criteria:

39 (A) Hosted a convention in Washington state;

1 (B) Provided support services to conventions in
2 Washington state; or

3 (C) Depended on the function of conventions to sell
4 goods and services in Washington state.

5 (b) (i) Eligible businesses may receive a grant of up
6 to \$500,000 for revenue lost due to a cancellation or a reduction of
7 participants in a convention hosted in Washington state in 2020 or
8 2021.

9 (ii) To receive a grant under this subsection,
10 eligible businesses must provide the department with:

11 (A) Financial records from 2019 that provide a basis
12 for revenue received from convention activity in Washington state
13 prior to the COVID-19 pandemic; and

14 (B) Financial records from 2020 and 2021 that show a
15 reduction in gross revenue received from convention activity in
16 Washington state during the COVID-19 pandemic.

17 (iii) If a business received one or more working
18 Washington small business grants, the grant awarded under this
19 subsection must be reduced to reflect the amounts received from
20 previous working Washington small business grants.

21 (c) Nonprofit organizations are eligible to receive
22 funding under this subsection if they have a primary business
23 activity that has been impacted as described in (a) (v) of this
24 subsection.

25 (d) The department may use up to 10 percent of the
26 amount provided in this subsection for administrative costs.

27 (141) \$325,000 of the general fund—state appropriation
28 for fiscal year 2022 and \$325,000 of the general fund—state
29 appropriation for fiscal year 2023 are provided solely for a grant to
30 a nonprofit organization located in the city of Redmond that serves
31 Latino low-income, immigrant, and Spanish-speaking communities in
32 King and Snohomish counties through arts and culture events and
33 community services. Grant funding may be used to expand existing
34 programs including, but not limited to, rent assistance, vaccination
35 assistance, COVID-19 outreach, microbusiness support, and other
36 community services.

37 (142) \$1,000,000 of the general fund—state
38 appropriation for fiscal year 2023 is provided solely for a program
39 to build capacity and promote the development of nonprofit community

1 land trust organizations in the state. Funds shall be granted by the
2 department to one or more nonprofit organizations with technical
3 expertise on community land trusts. These funds shall be used to
4 provide technical assistance and training to help community land
5 trusts increase the production of affordable housing.

6 (143) \$900,000 of the general fund—state appropriation
7 for fiscal year 2023 is provided solely for a grant to a nonprofit
8 organization to conduct community outreach and culturally relevant
9 training on prevention of digital fraud and other consumer fraud,
10 with a focus on serving low-income, rural, and BIPOC communities. The
11 grant recipient must be the Washington state affiliate of a national
12 nonprofit organization that provides services, research, and advocacy
13 for individuals aged 50 and up. Funding may be used to expand
14 existing consumer fraud education programs; partner with locally
15 trusted community-based organizations to provide public awareness of
16 digital and other consumer fraud; and conduct research to capture
17 baseline data regarding digital and fraud literacy in Washington
18 state.

19 (144) \$631,000 of the general fund—state appropriation
20 for fiscal year 2023 is provided solely for the developmental
21 disabilities council's efforts to partner with racially diverse
22 communities across the state and to build the capacity of a coalition
23 of intellectual and developmental disabilities self-advocates and
24 advocates. Of the amounts provided in this subsection:

25 (a) \$500,000 of the general fund—state appropriation
26 for fiscal year 2023 is provided solely for the developmental
27 disabilities council to enter into a contract with a nonprofit
28 organization led by individuals who are Black, indigenous, or people
29 of color to facilitate the development and implementation of
30 recommendations on ways to reduce barriers to services and improve
31 access to services for individuals with intellectual and
32 developmental disabilities who are from immigrant communities,
33 communities of color, and other underserved communities. The contract
34 must require the nonprofit organization to prepare a racial equity
35 plan for ongoing policy development within the intellectual and
36 developmental disabilities service delivery system for submittal to
37 the developmental disabilities council. The developmental
38 disabilities council must submit the plan to the governor and
39 appropriate legislative committees no later than June 30, 2023.

1 (b) \$131,000 of the general fund—state appropriation
2 for fiscal year 2023 is provided solely for one full-time equivalent
3 policy analyst to manage the developmental disabilities council's
4 overall policy development and diversity, equity, and inclusion
5 efforts. The policy analyst shall serve as a liaison between self-
6 advocates, advocates, community members, and the nonprofit
7 organization under contract in (a) of this subsection.

8 (145) \$584,000 of the general fund—state appropriation
9 for fiscal year 2023 is provided solely for a grant to a dispute
10 resolution center located in the city of Seattle and serving King
11 county to develop a basic mediation training curriculum for
12 organizations that serve communities in south King county, with a
13 focus on organizations serving and operated by members of
14 historically disadvantaged communities. The grant recipient may use
15 the funding for activities including, but not limited to, conducting
16 a needs assessment, developing and designing the curriculum, engaging
17 subject matter experts, and conducting training sessions.

18 (146) \$45,000,000 of the coronavirus state fiscal
19 recovery fund—federal appropriation is provided solely for the
20 eviction prevention rental assistance program created in RCW
21 43.185C.185.

22 (147) \$4,000,000 of the general fund—state
23 appropriation for fiscal year 2023 is provided solely for a grant
24 program to community-based organizations that provide services for
25 survivors of domestic violence. Grant recipients may use funding for
26 domestic violence survivor advocates to provide case management,
27 safety planning, and other services for survivors, and as flexible
28 funding to meet the immediate needs of survivors of domestic
29 violence.

30 (148) \$15,000,000 of the coronavirus state fiscal
31 recovery fund—federal appropriation is provided solely to expand the
32 small business resiliency network program. Program expansion
33 activities may include:

34 (a) Providing funding for new or existing network
35 partners to provide wraparound services and support to assist small
36 business owners, including support in accessing financing; and

37 (b) Establishing a credit repair pilot program by
38 contracting with community foundations and nonprofit credit unions
39 with existing character-based lending programs to provide credit

1 counseling and other services to build or improve credit for small
2 businesses and entrepreneurs who are unable to access conventional
3 lending.

4 (149) \$40,000 of the general fund—state appropriation
5 for fiscal year 2022 and \$290,000 of the general fund—state
6 appropriation for fiscal year 2023 are provided solely for a grant to
7 a nonprofit organization that operates a resource center in the city
8 of Ferndale to expand social services programs. Eligible social
9 services programs include, but are not limited to, basic needs
10 supports for low-income and vulnerable families; emergency
11 preparedness programs that connect community volunteers to
12 opportunities to assist community members during emergencies; and
13 conducting antiracist events and learning opportunities in order to
14 build community.

15 (150) \$1,000,000 of the general fund—state
16 appropriation for fiscal year 2023 is provided solely for the office
17 of firearm safety and violence prevention for programs relating to
18 firearm removals in domestic violence cases. Programs may include:

19 (a) Grants for local law enforcement agencies to
20 coordinate the removal of firearms pursuant to RCW 9.41.800 and
21 9.41.801 in civil and criminal domestic violence cases at a regional
22 level; and

23 (b) Activities to increase statewide adherence to RCW
24 9.41.800 and 9.41.801, including, but not limited to, technical
25 assistance, training, and collecting data from local law enforcement
26 agencies relating to firearm removals in cases where a court orders
27 the surrender of weapons.

28 (151) \$55,000,000 of the coronavirus state fiscal
29 recovery fund—federal appropriation is provided solely for the
30 department to administer stipends to eligible homeless service
31 provider employees for their immediate economic needs and to conduct
32 a homeless service provider workforce study.

33 (a) Of the amount provided in this subsection:

34 (i) \$27,250,000 of the coronavirus state fiscal
35 recovery fund—federal appropriation is provided solely for a stipend
36 payment of up to \$2,000 for eligible homeless service provider
37 employees with an income at or below 80 percent of the area median
38 income. An individual who works for two or more eligible entities in

1 an eligible position may only receive one stipend under this
2 subsection.

3 (ii) \$27,250,000 of the coronavirus state fiscal
4 recovery fund—federal appropriation is provided solely for a second
5 stipend payment of up to \$2,000 for individuals who received an
6 initial stipend payment under (i) of this subsection (151)(a) and who
7 are still employed at the same eligible entity six months after
8 receipt of the first stipend payment. An individual who works for two
9 or more eligible entities in an eligible position may only receive
10 one stipend under this subsection.

11 (iii)(A) \$500,000 of the coronavirus state fiscal
12 recovery fund—federal appropriation is provided solely for the
13 department to contract with a third-party entity to conduct a study
14 on the workforce needs of nonprofit organizations employing eligible
15 homeless service provider employees, with the goal of developing
16 state-level strategies for improving workforce retention among
17 organizations providing homeless services.

18 (B) The study must examine topics including, but not
19 limited to, pay and benefits; training and supervision; caseloads;
20 safety and morale; and other factors impacting hiring and retention.

21 (C) The study must examine the potential impact on
22 workforce retention of inflationary increases for administrative
23 allowances and other automatic escalators on state-funded
24 homelessness service contracts, including contracts administered by
25 the office of homeless youth.

26 (D) The study must include a pay equity and comparable
27 worth analysis that compares eligible homeless service provider
28 positions with jobs with similar complexity, difficulty, and
29 educational and skill requirements in the public and private sectors
30 that were deemed essential during the COVID-19 pandemic.

31 (E) In conducting the study, the third-party entity
32 must consult with eligible homeless service provider employees;
33 employees of eligible entities with lived experience of homelessness;
34 and organizations led by or serving BIPOC populations.

35 (F) The department must report the results of the
36 study, including any policy recommendations, to the appropriate
37 committees of the legislature by September 30, 2023.

38 (b) The department must contract with an entity
39 located in Washington state to administer the stipend payments in
40 (a)(i) and (ii) of this subsection. The entity must demonstrate an

1 ability to efficiently administer stipend payments statewide by
2 showing successful administration of similar programs; an ability to
3 adhere to federal tax requirements, including sending stipend
4 recipients 1099 or other required tax forms; and an ability to track
5 and report on demographic data of stipend recipients and fulfill
6 other reporting requirements as determined by the department. The
7 entity must conduct marketing and outreach for the program by
8 September 1, 2022, and begin administering stipend payments under
9 (a)(i) of this subsection by October 1, 2022. The administrator must
10 pay the stipends on a first-come, first-served basis and there is no
11 individual entitlement to receive a stipend.

12 (c) The department is authorized to shift funding
13 among the purposes in (a)(i) and (ii) of this subsection based on the
14 level of demonstrated need.

15 (d) The department may retain up to five percent of
16 the funding allocated under (a) of this subsection for administrative
17 costs.

18 (e) The administrating entity selected under (b) of
19 this subsection may use up to 15 percent of the funding allocated
20 under (a)(i) and (ii) of this subsection for administrative costs and
21 up to five percent of the funding allocated under (a)(i) and (ii) of
22 this subsection for outreach and marketing costs.

23 (f) For the purposes of this subsection:

24 (i) "Eligible homeless service provider employee"
25 means an individual currently employed on a full-time or part-time
26 basis at an eligible entity that works directly on-site with persons
27 experiencing homelessness or residents of transitional or permanent
28 supportive housing. This includes, but is not limited to, emergency
29 shelter and transitional housing staff; street outreach workers;
30 caseworkers; peer advisors; reception and administrative support
31 staff; maintenance and custodial staff; and individuals providing
32 direct services for homeless youth and young adults. This does not
33 include executive and senior administrative employees of an eligible
34 entity. 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 a
37 stipend.

38 (ii) "Eligible entity" means an organization with whom
39 state agencies or local governments grant or subcontract to provide

1 homeless services under their homeless housing program as defined in
2 RCW 43.185C.010.

3 (iii) "Immediate economic needs" means costs
4 including, but not limited to, rent or mortgage payments; utilities
5 and other household bills; medical expenses; student loan payments;
6 transportation-related costs; child care-related costs; behavioral
7 health-related costs; and other basic necessities.

8 (152)(a) \$100,000,000 of the coronavirus state fiscal
9 recovery fund—federal appropriation is provided solely for the
10 department to administer a business assistance program for qualifying
11 hospitality industry businesses that have been negatively impacted by
12 the COVID-19 public health emergency or its negative economic
13 impacts. The department must administer the program under appropriate
14 agreements. For the purposes of this subsection, "qualifying
15 hospitality industry businesses" means restaurants, hotels, motels,
16 and other businesses in the hospitality industry as determined by the
17 department.

18 (b) Of the amount provided in this subsection,
19 \$15,000,000 of the coronavirus state fiscal recovery fund—federal
20 appropriation is provided solely for grants to reimburse lodging
21 establishments that have experienced losses during the state's
22 eviction moratorium pursuant to the governor's proclamations. The
23 department must work with impacted lodging establishments to develop
24 criteria for the administration of this grant program. The department
25 will verify actual eligible losses to be reimbursed. Actual eligible
26 losses include room charges not paid by persons who stayed during the
27 moratorium, any legal expenses incurred by lodging establishments as
28 a result of the moratorium, and any repair expenses directly
29 attributed to damages to rooms. For the purposes of this subsection
30 (152)(b), "lodging establishment" means a hotel, motel, or similar
31 establishment taxable by the state under chapter 82.08 RCW that has
32 40 or more lodging units.

33 (153) \$3,000,000 of the general fund—state
34 appropriation for fiscal year 2023 is provided solely for housing
35 assistance for victims of human trafficking. The department must
36 allocate funding through contracts with service providers that have
37 current contracts with the office of crime victims advocacy to
38 provide services for victims of human trafficking. A provider must
39 use at least 80 percent of contracted funds for rental payments to

1 landlords and the remainder for other program operation costs,
2 including services addressing barriers to acquiring housing that are
3 common for victims of human trafficking.

4 (154) \$25,000 of the general fund—state appropriation
5 for fiscal year 2022 and \$75,000 of the general fund—state
6 appropriation for fiscal year 2023 are provided solely for a grant to
7 a nonprofit organization operating a low-barrier emergency shelter
8 located in the town of Wapato serving Native and non-Native
9 chronically homeless individuals. Grant funds must be used to provide
10 daytime services such as meals and hygiene services; case management;
11 outreach; and other homeless services.

12 (155) \$75,000 of the general fund—state appropriation
13 for fiscal year 2023 is provided solely for the department to
14 contract with a nonprofit organization in Kitsap county to provide
15 services for families experiencing domestic violence. Amounts
16 provided in this subsection must be used to expand supports for
17 survivors and their children fleeing immediately dangerous
18 situations, including emergency shelter, case management, housing
19 advocacy, child care, mental health services, and resources and
20 referrals. The nonprofit organization must be located in Kitsap
21 county and must operate a state-certified domestic violence shelter.

22 (156) \$3,000,000 of the general fund—state
23 appropriation for fiscal year 2023 is provided solely for a grant to
24 the city of Kent for operational improvements and other actions to
25 improve safety and reduce train noise, with the goal of increasing
26 quality of life and facilitating transit-oriented living in downtown
27 Kent.

28 (157)(a) \$750,000 of the general fund—state
29 appropriation for fiscal year 2023 is provided solely for the
30 department to establish a lifeline support system pilot project to
31 assist individuals who have experienced or are at risk of entering
32 into public systems of care. Public systems of care include office of
33 homeless youth prevention and protection shelter and housing
34 programs, the juvenile justice system, dependency under chapter 13.34
35 RCW, and inpatient behavioral health treatment.

36 (b)(i) The lifeline must function as a no-wrong-door
37 access point for support and connections to services for qualifying
38 individuals who require assistance to overcome a life challenge that
39 could escalate into a crisis, or who are in need of general

1 mentorship and counsel. The lifeline support system must facilitate
2 and promote partnerships across state agencies, federally recognized
3 tribes, counties, and community-based providers to coordinate trauma-
4 informed and culturally responsive services for youth and young
5 adults and their supports. The department is authorized to implement
6 lifeline services through contracts with community partners and
7 nonprofit organizations.

8 (ii) The department must establish a lifeline fund.
9 Moneys in the fund can be used to assist community partners and
10 nonprofit organizations to implement lifeline services when they
11 cannot identify an existing resource to resolve a beneficiary need.
12 The department must establish an application process and criteria for
13 the fund.

14 (c) The department and a nonprofit organization,
15 selected by the office of homeless youth, shall coconvene a work
16 group that will design a lifeline support services system and
17 framework for statewide implementation. This group shall have an
18 inaugural meeting no later than August 31, 2022, and have a design
19 ready no later than October 31, 2022. By December 31, 2022, the
20 department, with assistance from the work group, must provide a
21 report to the appropriate committees of the legislature on approaches
22 to continue this pilot project in the 2023-2025 fiscal biennium.

23 (d) By June 30, 2023, the department, with assistance
24 from the nonprofit organization that coconvened the work group, shall
25 provide a report to the legislature describing the success and
26 shortcomings of the lifeline support system, as well as other data
27 such as request-for-service conclusions and the demographics of
28 beneficiaries. The report must include a recommendation for how the
29 state can permanently establish the lifeline.

30 (158) \$500,000 of the general fund—state appropriation
31 for fiscal year 2023 is provided solely for a grant to a nonprofit
32 organization that provides services to survivors of domestic violence
33 in north and east King county. Grant funding may be used for services
34 including, but not limited to, staffing support for emergency and
35 advocacy services and costs to expand emergency and transitional
36 housing services for survivors of domestic violence with the greatest
37 safety risks and highest barriers to acquiring safe housing.

38 (159) \$850,000 of the general fund—state appropriation
39 for fiscal year 2023 is provided solely for a grant to a nonprofit
40 organization for costs to operate a low-barrier homeless shelter and

1 provide housing intervention and placement services. The grant
2 recipient must be a nonprofit organization that provides permanent
3 supportive housing services, provides homeless services for youth and
4 young adults, and operates a low-barrier homeless shelter for women
5 over the age of 18 in the city of Spokane.

6 (160) \$100,000 of the general fund—state appropriation
7 for fiscal year 2023 is provided solely for a contract with a
8 nonprofit to provide technical assistance to manufactured home
9 community resident organizations who wish to convert the park in
10 which they reside to resident ownership, pursuant to RCW 59.22.039.
11 Technical assistance includes, but is not limited to, assistance with
12 prepurchase efforts and resident outreach and engagement activities
13 prior to filing an intent to purchase.

14 (161) \$900,000 of the general fund—state appropriation
15 for fiscal year 2023 is provided solely for the department to
16 contract with one or more community-based organizations to administer
17 a homeownership assistance program for low-income households who have
18 been displaced from their manufactured/mobile homes due to the
19 closure or conversion of a mobile home park or manufactured housing
20 community in south King county. The program may offer services
21 including credit counseling; financial education courses; assistance
22 in locating, understanding, and preparing necessary financial and
23 legal documentation for homeownership; outreach and engagement
24 services, including in-language services; and other technical support
25 to prepare households for homeownership.

26 (162) \$185,000 of the general fund—state appropriation
27 for fiscal year 2023 is provided solely for a grant to a nonprofit
28 organization to provide advocacy, translation, emergency housing, and
29 other services for victims of domestic violence, with a focus on
30 serving members of the Latino and indigenous communities. The grant
31 recipient must be a community-based nonprofit organization located in
32 the city of Tacoma that provides educational programs, crisis
33 intervention, family outreach services, arts and culture programming,
34 and advocacy with a focus on serving Latino and indigenous
35 communities.

36 (163) \$1,400,000 of the general fund—state
37 appropriation for fiscal year 2023 is provided solely for the
38 department to contract with the municipal research and services
39 center, in coordination with the Washington procurement technical

1 assistance center, to provide training and technical assistance to
2 local governments and contractors on public works contracting.
3 Training topics may include utilization of supplemental bidding
4 criteria, utilization of alternate public works, contracting, cost
5 estimating, obtaining performance and payment bonds, and increasing
6 participation of women-owned and minority-owned businesses.

7 (164) \$250,000 of the general fund—state appropriation
8 for fiscal year 2023 is provided solely for a grant to a nonprofit
9 organization in the city of Tacoma that provides on-water marine
10 science and maritime programs, as well as mentoring and community
11 service opportunities, for youth and young adults. Grant funding must
12 be used to expand program participation of youth and young adults
13 from underserved and underrepresented communities.

14 (165) \$200,000 of the general fund—state appropriation
15 for fiscal year 2023 is provided solely for a grant to the city of
16 Poulsbo to expand the service capacity of the fire cares behavioral
17 health mobile outreach program.

18 (166) \$600,000 of the general fund—state appropriation
19 for fiscal year 2023 is provided solely for concept development,
20 design, and planning of state-operated or contracted residential
21 housing facilities and services at the Pacific hospital preservation
22 and development authority quarters buildings three through ten in
23 Seattle. The residential housing facilities may be used for recovery
24 residences, group care, transitional housing, supportive housing, or
25 family-centered substance use disorder recovery housing. Of the
26 amounts provided in this subsection:

27 (a) \$375,000 of the general fund—state appropriation
28 for fiscal year 2023 is for lease payments for the Pacific hospital
29 preservation and development authority quarters buildings three
30 through ten.

31 (b) \$75,000 of the general fund—state appropriation
32 for fiscal year 2023 is for the department to convene a work group to
33 develop a programming plan for utilization of the repurposed quarters
34 buildings three through ten, subject to the following requirements:

35 (i) The department must contract with a nonprofit
36 organization to facilitate the work group. The nonprofit organization
37 must be located in the city of Seattle with experience working with
38 systems of care, including foster care, juvenile justice, and
39 behavioral health, and have statewide experience as an advocate,

1 provider, and convener of programming needs for youth and young
2 adults.

3 (ii) The work group must include members representing
4 the department of children, youth, and families; the health care
5 authority; social service providers led by and serving people of
6 color; social service providers whose leadership represent and who
7 serve LGBTQ youth and young adults; and persons with lived
8 experience.

9 (iii) By December 31, 2022, the department must submit
10 a report to the appropriate committees of the legislature with
11 recommendations on housing and program models, service arrays, and
12 estimates of operation costs.

13 (167) \$34,500,000 of the coronavirus state fiscal
14 recovery fund—federal appropriation is provided solely for a small
15 business innovation and competitiveness fund program to spur small
16 business recovery, startup, and growth, with a focus on initiatives
17 that will serve BIPOC entrepreneurs and small businesses located in
18 underserved, low-income, and rural areas.

19 (a) The department must competitively award grants to
20 nonprofit organizations that work with or provide assistance to small
21 businesses.

22 (b) Grant funding may be used for activities such as:

23 (i) Small business incubator programs;

24 (ii) Small business accelerator programs;

25 (iii) Local procurement initiatives;

26 (iv) Small business competitiveness programs focused
27 on hiring and retention;

28 (v) Improvements and repairs to physical workplaces,
29 including in response to public health guidelines or acts of
30 vandalism; and

31 (vi) Other initiatives as determined by the
32 department.

33 (c) The department may require applicants to provide a
34 description of how proposed initiatives will benefit small businesses
35 and entrepreneurs that are not members of the recipient organization,
36 if applicable.

37 (d) The department may encourage, but may not require,
38 a local one-to-one match of state funding awarded under the program.

39 (e) The department may establish regional targets or
40 other benchmarks to ensure equitable geographic distribution of

1 funding. If regional targets or benchmarks are adopted, the
2 department must assess and report to the legislature on the program's
3 performance by June 1, 2023.

4 (f) In developing the program, the department must
5 consult with economic development professionals and small business
6 support organizations. The department may consult with other
7 interested parties at its discretion.

8 (168) \$500,000 of the general fund—state appropriation
9 for fiscal year 2023 is provided solely for the department to
10 contract for technical assistance services for small businesses owned
11 or operated by members of historically disadvantaged populations
12 located in western Washington, with a focus on Black-owned small
13 businesses. The contract recipient must be a business in the arts,
14 entertainment, and media services sector based in the city of Federal
15 Way and with experience working with BIPOC communities. Technical
16 assistance includes but is not limited to services such as: Business
17 and intellectual property development; franchise development and
18 expansion; digital and social media marketing and brand development;
19 community outreach; opportunities to meet potential strategic
20 partners or corporate sponsors; executive workshops; networking
21 events; small business coaching; and start-up assistance.

22 (169) \$97,000 of the general fund—state appropriation
23 for fiscal year 2023 is provided solely for the department to examine
24 actual and potential school director compensation, including
25 salaries, per diem rates, expense reimbursements, and health care
26 benefits for the purpose of determining what changes in statute or
27 practice, if any, would be necessary to align provisions governing
28 school director compensation with those governing the compensation of
29 other elected officials with comparable duties and responsibilities.

30 (a) The examination required by this subsection, at a
31 minimum, must address:

32 (i) The duties and responsibilities of school
33 directors and to what extent those duties, and the factors relevant
34 to their completion, may have changed in the previous 10 years;

35 (ii) Demographic data about school district boards of
36 directors and the communities they represent for the purpose of
37 understanding the diversity of school district boards of directors
38 and whether that diversity reflects the communities they serve;

39 (iii) The significant variances in school district
40 budgets, student enrollments, tax bases, and revenues;

1 (iv) Options for periodically updating school director
2 compensation, including the frequency and timing of potential
3 compensation reviews, potential entities that may be qualified to
4 conduct the reviews, and considerations related to inflationary
5 indices or other measures that reflect cost-of-living changes; and

6 (v) Options for funding the actual and potential costs
7 of school director compensation, including salaries, per diem
8 amounts, expense reimbursements, and health care benefits.

9 (b) In completing the examination required by this
10 subsection, the department shall consult with interested parties,
11 including the office of the superintendent of public instruction, the
12 Washington state school directors' association, the Washington
13 association of school administrators, and educational service
14 districts.

15 (c) The department shall, in accordance with RCW
16 43.01.036, report its findings and recommendations to the governor,
17 the superintendent of public instruction, and the committees of the
18 legislature with jurisdiction over fiscal matters and K-12 education
19 by January 6, 2023.

20 (170) \$175,000 of the general fund—state appropriation
21 for fiscal year 2023 is provided solely for a grant to the south King
22 fire and rescue district located in south King county to implement a
23 workforce development initiative, with the goals of increasing
24 recruitment and retention of employees from south King county
25 communities and increasing the diversity of the district's workforce.

26 (171) \$500,000 of the general fund—state appropriation
27 for fiscal year 2023 is provided solely for the department to
28 contract for a diversity, equity, and inclusion initiative focused on
29 youth sports and other activities, with an emphasis on basketball.
30 The contract recipient must be a nongovernmental entity that serves
31 as a resource for professional, amateur, collegiate, and youth sports
32 organizations and venues in the greater Seattle region. Contract
33 funding may be used to provide engagement and support for Washington
34 state youth basketball organizations, with a focus on organizations
35 in the Puget Sound region, and to provide assistance for activities
36 including sport academies, youth leagues and sport camps, promotion
37 of community basketball events, scholarships, and an equity in sports
38 summit.

1 (172) \$400,000 of the general fund—state appropriation
2 for fiscal year 2022 and \$850,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for a grant to
4 a nonprofit organization located in the city of Seattle that provides
5 legal assistance and representation to survivors of sexual and
6 gender-based violence to expand their current services, including but
7 not limited to legal assistance and representation; technical
8 assistance for advocates, providers, and attorneys; community
9 education and trainings; and other legal support services. In
10 providing services, the grant recipient must protect the privacy,
11 safety, and civil rights of survivors and utilize trauma-informed
12 practices and equity principles.

13 (173) \$250,000 of the general fund—state appropriation
14 for fiscal year 2023 is provided solely for a contract for a small
15 business assistance program serving the city of Silverdale and
16 central Kitsap county. The contract recipient must be a
17 nongovernmental organization located in the city of Silverdale whose
18 primary focus is the economic development of the city of Silverdale
19 and central Kitsap county. The contract funding must be used to
20 provide financial assistance in the form of grants or loans and other
21 entrepreneurship opportunities for small businesses that have
22 experienced a loss of business income or activity or have been
23 otherwise economically disadvantaged during the COVID-19 pandemic.
24 The contract recipient must conduct targeted outreach and education
25 to ensure small businesses owned by members of historically
26 marginalized communities are aware of business assistance
27 opportunities available through the program.

28 (174) \$300,000 of the general fund—state appropriation
29 for fiscal year 2023 is provided solely for a grant to a nonprofit
30 organization for activities that will improve access to child care in
31 southwest Washington, including but not limited to activities to
32 begin using a shared services model for regional child care
33 providers, and to convene a short-term work group on expanding child
34 care access and affordability in the region. The grant recipient must
35 be a nonprofit organization located in the city of Vancouver that is
36 the lead organization in a collaborative partnership to expand child
37 care capacity in southwest Washington.

38 (175) \$135,000 of the general fund—state appropriation
39 for fiscal year 2023 is provided solely for a grant to a nonprofit

1 organization to provide sexual assault prevention programming to
2 middle and high schools in the Tacoma school district. The grant
3 recipient must be a nonprofit organization serving the city of Tacoma
4 that provides education, intervention, and social advocacy programs
5 for victims of sexual assault, domestic violence, human trafficking,
6 and other forms of abuse.

7 (176) \$80,000 of the coronavirus state fiscal recovery
8 fund—federal appropriation is provided solely for a grant to a
9 nonprofit organization for information technology needs, including,
10 but not limited to, hardware, software, and other subscriptions, so
11 that the recipient may continue and expand services to address
12 poverty. The grant recipient must be a nonprofit organization that
13 works with public, private, and nonprofit partners to address poverty
14 in Snohomish county, with a focus on serving families with young
15 children.

16 (177) \$5,410,000 of the general fund—state
17 appropriation for fiscal year 2023 is provided solely for
18 implementation of Engrossed Second Substitute House Bill No. 1099
19 (comprehensive planning). Amounts provided in this subsection include
20 funding sufficient for local governments that are subject to the
21 requirements of that bill to implement the bill. If the bill is not
22 enacted by June 30, 2022, the amount provided in this subsection
23 shall lapse.

24 (178) \$27,000,000 of the general fund—state
25 appropriation for fiscal year 2023 is provided solely for the
26 landlord mitigation program created in RCW 43.31.605(1). Of the
27 amount provided in this subsection, \$2,000,000 of the general fund—
28 state appropriation for fiscal year 2023 is for program claims made
29 pursuant to Substitute House Bill No. 1593 (landlord mitigation/
30 victims).

31 (179) \$1,161,000 of the general fund—state
32 appropriation for fiscal year 2023 is provided solely for
33 implementation of Substitute House Bill No. 1571 (indigenous persons/
34 services). Of the amount provided in this subsection, \$1,000,000 of
35 the general fund—state appropriation for fiscal year 2023 is provided
36 solely for grants awarded under Substitute House Bill No. 1571. If
37 the bill is not enacted by June 30, 2022, the amount provided in this
38 subsection shall lapse.

1 (180) \$500,000 of the general fund—state appropriation
2 for fiscal year 2023 is provided solely for implementation of
3 Engrossed Substitute House Bill No. 1629 (aerial imaging technology).
4 If the bill is not enacted by June 30, 2022, the amount provided in
5 this subsection shall lapse.

6 (181) \$486,000 of the general fund—state appropriation
7 for fiscal year 2023 is provided solely for implementation of
8 Substitute House Bill No. 1717 (tribal participation). If the bill is
9 not enacted by June 30, 2022, the amount provided in this subsection
10 shall lapse.

11 (182) \$953,000 of the general fund—state appropriation
12 for fiscal year 2023 is provided solely for implementation of
13 Engrossed Second Substitute House Bill No. 1723 (telecommunications
14 access). If the bill is not enacted by June 30, 2022, the amount
15 provided in this subsection shall lapse.

16 (183) \$155,000 of the general fund—state appropriation
17 for fiscal year 2023 is provided solely for implementation of
18 Substitute House Bill No. 1724 (supportive housing resources). If the
19 bill is not enacted by June 30, 2022, the amount provided in this
20 subsection shall lapse.

21 (184) (a) \$7,790,000 of the apple health and homes
22 account—state appropriation is provided solely for implementation of
23 Engrossed Substitute House Bill No. 1866 (supportive housing). If the
24 bill is not enacted by June 30, 2022, the amount provided in this
25 subsection shall lapse.

26 (b) Of the amount provided in this subsection,
27 \$6,500,000 of the apple health and homes account—state appropriation
28 is provided solely for permanent supportive housing services
29 including operations, maintenance, and service costs of permanent
30 supportive housing units; project-based vouchers; rental subsidies;
31 and provider grants. These funds shall not be used for costs that are
32 eligible for coverage through the foundational community supports
33 program established pursuant to the health care authority's federal
34 medicaid transformation project waiver.

35 (185) \$4,434,000 of the general fund—state
36 appropriation for fiscal year 2023 is provided solely for
37 implementation of Second Substitute House Bill No. 1905
38 (homelessness/youth discharge). If the bill is not enacted by June

1 30, 2022, the amount provided in this subsection shall lapse. Of the
2 amount provided in this subsection:

3 (a) \$1,600,000 of the general fund—state appropriation
4 for fiscal year 2023 is provided solely for flexible funding
5 administered by the office of homeless youth to support persons under
6 the age of 25 exiting publicly funded systems of care that need
7 discrete support or funding to secure safe housing;

8 (b) \$625,000 of the general fund—state appropriation
9 for fiscal year 2023 is provided solely for grants to counties to
10 administer housing stability for youth in crisis programs; and

11 (c) \$2,018,000 of the general fund—state appropriation
12 for fiscal year 2023 is provided solely for system of care grants. Of
13 this amount, \$500,000 of the general fund—state appropriation for
14 fiscal year 2023 is provided solely for grants to assist young adults
15 discharging from inpatient behavioral health treatment facilities to
16 obtain housing.

17 (186) (a) \$20,000,000 of the coronavirus state fiscal
18 recovery fund—federal appropriation is provided solely for
19 a small business disaster recovery financial assistance program to
20 provide resources to small businesses that have sustained physical
21 damage or economic loss due to a natural or other comparable
22 disaster.

23 (b) The department may provide financial assistance in
24 the form of grants to eligible businesses. Grant funds may be used
25 for payroll, utilities and rent, marketing and advertising, building
26 improvements or repairs, replacing damaged inventory and equipment,
27 and other operations and business expenses.

28 (c) A business is eligible to apply for financial
29 assistance through the program if they provide documentation to the
30 department of:

31 (i) Annual gross receipts of \$5,000,000 or less; and

32 (ii) A reduction in business income or activity as a
33 result of a natural disaster such as a flood, earthquake, or
34 wildfire, or a comparable disaster such as major utility disruptions
35 resulting in property damage or prolonged outages.

36 (d) A department must provide assistance to an
37 eligible business within three months of receiving an application.

1 (e) The department must coordinate with local economic
2 development entities in conducting outreach to small businesses in
3 order to increase awareness and understanding of the program.

4 (f) Of the amounts provided in this subsection,
5 \$10,000,000 of the coronavirus state fiscal recovery fund—federal
6 appropriation is provided solely for financial assistance for
7 eligible businesses located in northwest Washington.

8 (187) \$214,000 of the general fund—state appropriation
9 for fiscal year 2023 is provided solely for implementation of
10 Engrossed Second Substitute House Bill No. 1015 (equitable access to
11 credit). If the bill is not enacted by June 30, 2022, the amount
12 provided in this subsection shall lapse.

13 (188) (a) \$950,000 of the apple health and homes
14 account—state appropriation is provided solely for a grant to a
15 nonprofit organization for an initiative to advance supportive
16 housing projects, including those funded through the apple health and
17 homes program created in Engrossed Substitute House Bill No. 1866
18 (supportive housing). The department is directed to extend the
19 contract of the grantee of the 2021 request for qualifications and
20 quotations advancing affordable housing and education centers due to
21 the recipient's national experience with programs to sustain and
22 rapidly expand housing for persons experiencing homelessness or at
23 risk of homelessness, and who are, thereby, inherently impacted by
24 COVID-19.

25 (b) The grant recipient must use the funding to:

26 (i) Partner with state, regional, and local public
27 entities, nonprofit housing developers, and service providers to
28 develop a broad range of housing types for supportive housing;

29 (ii) Provide technical assistance on the constructive
30 alignment of yet-to-be-secured state or local capital funds, and
31 other services, for the construction, acquisition, refurbishment,
32 redevelopment, master leasing of properties for noncongregate
33 housing, or conversion of units from nonresidential to residential,
34 of dwelling units for supportive housing;

35 (iii) Analyze the suitability of properties and sites,
36 including existing buildings for supportive housing, through
37 completing due diligence, conceptual design, and financial analysis
38 activities, applying and implementing an equity lens in site
39 selection, program planning, development, and operations;

1 (iv) Advise and collaborate with the office of health
2 and homes to prepare projects for capital funding;

3 (v) Advise on supportive housing best practices;

4 (vi) Advise on service delivery for vulnerable
5 populations;

6 (vii) Advise on local community engagement, especially
7 with populations with lived experience of homelessness; and

8 (viii) Subcontract for specialized predevelopment
9 services as needed.

10 (189) \$7,500,000 of the general fund—state
11 appropriation for fiscal year 2023 is provided solely for the
12 department to administer grants to eligible cities for actions
13 relating to adopting ordinances that would authorize middle housing
14 types on at least 30 percent of lots currently zoned as single family
15 residential.

16 (a) For the purposes of this subsection, a city is
17 eligible to receive a grant if:

18 (i) The city is required to plan under RCW 36.70A.040;
19 and

20 (ii) The city is required to take action on or before
21 June 30, 2024, to review and, if needed, revise its comprehensive
22 plan and development regulations pursuant to RCW 36.70A.130(5)(a).

23 (b) Grant recipients must use grant funding for costs
24 to conduct at least three of the following activities:

25 (i) Analyzing comprehensive plan policies and
26 municipal code to determine the extent of amendments required to meet
27 the goal of authorizing middle housing types on at least 30 percent
28 of lots currently zoned as single family residential;

29 (ii) Preparing informational material for the public;

30 (iii) Conducting outreach, including with the
31 assistance of community-based organizations, to inform and solicit
32 feedback from a representative group of renters and owner-occupied
33 households in residential neighborhoods, and from for-profit and
34 nonprofit residential developers;

35 (iv) Drafting proposed amendments to zoning ordinances
36 for consideration by the city planning commission and city council;

37 (v) Holding city planning commission public hearings;

38 (vi) Publicizing and presenting the city planning
39 commission's recommendations to the city council; and

1 (vii) Holding city council public hearings on the
2 planning commission's recommendations.

3 (c) Before updating their zoning ordinances, a city
4 must use a racial equity analysis and establish antidisplacement
5 policies as required under RCW 36.70A.070(2)(e) through (h) to ensure
6 there will be no net displacement of very low, low, or moderate-
7 income households, as defined in RCW 43.63A.510, or individuals from
8 racial, ethnic, and religious communities which have been subject to
9 discriminatory housing policies in the past.

10 (d) The department shall prioritize applicants who:

11 (i) Aim to authorize middle housing types in the
12 greatest proportion of zones; and

13 (ii) Subcontract with multiple community-based
14 organizations that represent different vulnerable populations in
15 overburdened communities, as defined in RCW 70A.02.010, that have
16 traditionally been disparately impacted by planning and zoning
17 policies and practices, to engage in eligible activities as described
18 in (b) of this subsection.

19 (e) For the purposes of this subsection, "middle
20 housing types" include duplexes, triplexes, fourplexes, fiveplexes,
21 sixplexes, townhouses, courtyard apartments, cottage housing, and
22 stacked flats.

23 (190)(a) \$1,000,000 of the general fund—state
24 appropriation for fiscal year 2023 is provided solely for the
25 department to administer an energy efficient housing pilot program
26 with the goal of reducing energy consumption and related expenses for
27 low-income agricultural workers in the Yakima valley. Funding must be
28 distributed in the form of grants to community-based organizations,
29 with priority given to organizations with a proven track record of
30 assisting agricultural workers.

31 (b) Grant recipients may use the funds awarded under
32 (a) of this subsection to conduct the following activities for
33 eligible housing:

34 (i) Install photovoltaic solar panel systems, solar
35 water heating systems, and battery backups;

36 (ii) Replace energy inefficient appliances with energy
37 star certified appliances;

38 (iii) Replace existing lighting with light emitting
39 diode lighting; and

1 (iv) Conduct weatherization of homes and other
2 residences.

3 (c) Eligible housing includes:

4 (i) Homes owned and occupied by agricultural workers;
5 and

6 (ii) Homes, apartments, and other residential
7 facilities providing rental housing to agricultural workers, provided
8 that the owners of the facilities pass the savings in energy costs to
9 agricultural worker tenants and commit to the use of the facilities
10 as agricultural worker housing for 15 years as a condition of
11 accepting assistance as described in (b) of this subsection.

12 (d) For the purposes of this subsection, "agricultural
13 workers" means workers on farms and workers performing packing or
14 processing work of agricultural products. "Agricultural workers" does
15 not mean the owners of agricultural enterprises.

16 (191) (a) \$500,000 of the general fund—state
17 appropriation for fiscal year 2023 is provided solely for a contract
18 with a community-based nonprofit organization located in the Yakima
19 valley to develop a community consortium for the purpose of
20 developing and implementing strategies for the prevention of gang
21 violence in Yakima county.

22 (b) The consortium must include representation from
23 community-based organizations, gang-involved youth, law enforcement
24 agencies, and state agencies involved in juvenile justice.

25 (c) The consortium must develop after-school
26 activities such as counseling, tutoring, and computer literacy for
27 gang-involved youth, in conjunction with local school districts.

28 (d) The consortium must, in conjunction with a public
29 radio station, conduct a Spanish-language public radio media outreach
30 campaign with the aim of linking gang-involved youth with employment,
31 educational, and training opportunities. In conducting the outreach
32 campaign, the consortium may work with schools, grassroots
33 organizations, faith-based groups, law enforcement, families, and
34 juvenile justice agencies.

35 (e) In developing its outreach and intervention
36 activities, the consortium may facilitate workshops and conferences,
37 either in person or virtual, with educators, parents, and youth.

38 (f) By June 30, 2023, the department must provide a
39 report to the appropriate committees of the legislature. The report
40 must include:

1 (i) A description of the gang violence prevention
2 programs conducted by the consortium and how they were implemented;

3 (ii) A description of any virtual community events,
4 workshops, and conferences held; and

5 (iii) The number of individuals who participated in or
6 received services through the programs conducted by the consortium,
7 including any relevant demographic data for those individuals.

8 (192) (a) \$5,000,000 of the general fund—state
9 appropriation for fiscal year 2023 is provided solely for the
10 department to administer grants to strengthen family resource center
11 services and increase capacity statewide. Grant funding may be used:
12 For an organization to provide new services in order to meet the
13 statutory requirements of a family resource center, as defined in RCW
14 43.216.010; to increase capacity or enhance service provision at
15 current family resource centers, including but not limited to direct
16 staffing and administrative costs; and to conduct data collection,
17 evaluation, and continuous quality improvement activities. The
18 department may award an amount from \$30,000 up to \$200,000 per grant
19 recipient.

20 (b) Eligible applicants for a grant under (a) of this
21 subsection include current family resource centers, as defined in RCW
22 43.330.010, or organizations in the process of becoming qualified as
23 family resource centers. Applicants must affirm their ability and
24 willingness to serve all families requesting services in order to
25 receive a grant. Applicants must currently be or agree to become a
26 member of a statewide family resource center network during the grant
27 award period in order to receive a grant.

28 (c) The department must co-convene an advisory group
29 with the department of children, youth, and families that includes
30 representatives from family resource centers; parents, caregivers,
31 and individuals who have used family resource center services; and
32 other stakeholders as determined by the department. The department
33 must develop application guidelines and award funding to eligible
34 applicants in consultation with the department of children, youth,
35 and families and the advisory group. Advisory group members
36 representing family resource centers or other organizations that
37 apply for grant funding may not participate in the process of
38 determining grant award recipients.

39 (d) In distributing grant funding, the department
40 must, to the extent it is practicable, award 75 percent of funding to

1 organizations located west of the crest of the Cascade mountains, and
2 25 percent of funding to organizations located east of the crest of
3 the Cascade mountains.

4 (e) By July 1, 2023, grant recipients must submit a
5 report to the department on the use of grant funding, including but
6 not limited to progress in attaining status as a family resource
7 center, if applicable; the number and type of services offered to
8 families; demographic and income data for families served; and family
9 postservice outcomes. By September 1, 2023, the department must
10 submit a report to the legislature on topics including but not
11 limited to the grant application process; needs identified by family
12 resource centers; and use of funds by grant recipients.

13 (193) (a) \$2,800,000 of the general fund—state
14 appropriation for fiscal year 2023 is provided solely for the office
15 of firearm safety and violence prevention for a healthy youth and
16 violence prevention initiative with the goal of preventing violence,
17 decreasing engagement with the juvenile justice system, and
18 encouraging health and well-being for youth and young adults ages 12
19 to 24. As part of the initiative, the office must partner with
20 community-based organizations to serve as regional coordinators who
21 will:

22 (i) Connect youth and young adults ages 12 to 24 who
23 are most vulnerable to violence with programs that provide services
24 including, but not limited to, street outreach, youth employment and
25 preapprenticeship programs, case management, behavioral health
26 services, and other services as appropriate; and

27 (ii) Assist local governments, service providers, and
28 nonprofit organizations in accessing and leveraging federal, state,
29 and local funding for violence prevention and related services.

30 (b) In developing the healthy youth and violence
31 prevention initiative, the office must consult with interested
32 parties including members of the legislature, community members with
33 expertise in public health strategies to address youth violence, and
34 people impacted by youth and young adult violence.

35 (c) Of the amount provided in this subsection:

36 (i) \$2,000,000 of the general fund—state appropriation
37 for fiscal year 2023 is provided solely for a grant for a
38 demonstration program serving south King county. The grant recipient
39 must be a nonprofit health system currently administering a violence
40 prevention initiative in King and Pierce counties. The grant

1 recipient may subgrant or subcontract funds to programs providing
2 services as described in (a) (i) of this subsection.

3 (ii) \$600,000 of the general fund—state appropriation
4 for fiscal year 2023 is provided solely for planning grants for
5 future programs serving Pierce county, Yakima county, and the city of
6 Vancouver. Grant recipients must be community-based nonprofit
7 organizations.

8 (iii) \$200,000 of the general fund—state appropriation
9 for fiscal year 2023 is provided solely for the office to develop a
10 database and reporting system for regional coordinators to report
11 program outcomes for service providers receiving grants or subgrants
12 through the initiative. The database must be accessible to and
13 utilized by all organizations serving as regional coordinators. In
14 developing the database fields, the office must, to the extent it is
15 feasible, use categories identified as part of the developmental
16 assets framework developed by the Search Institute.

17 (194) (a) \$25,000 of the general fund—state
18 appropriation for fiscal year 2022 and \$225,000 of the general fund—
19 state appropriation for fiscal year 2023 are provided solely for the
20 department to conduct an evaluation of the costs for cities and
21 counties to review and revise their comprehensive plans to ensure
22 compliance with chapter 36.70A RCW. The evaluation must include, at a
23 minimum, the costs for each general jurisdiction size and type, and
24 the costs to complete various types of planning requirements,
25 including:

26 (i) Meeting the requirements of a new goal in RCW
27 36.70A.020;

28 (ii) Meeting the requirements of a new comprehensive
29 plan element in RCW 36.70A.070;

30 (iii) Updating a critical areas ordinance;

31 (iv) Updating a shoreline master program ordinance;

32 (v) Making a minor update of a comprehensive plan
33 element;

34 (vi) Making a complex update of a comprehensive plan
35 element;

36 (vii) Updating a development regulation; and

37 (viii) Implementing a new development regulation.

1 (b) The department must consult with the Washington
2 state association of counties and the association of Washington
3 cities in conducting the evaluation.

4 (c) The department must submit a report of the results
5 of the evaluation to the legislature by December 1, 2022.

6 (195) \$2,000,000 of the general fund—state
7 appropriation for fiscal year 2023 is provided solely for the
8 department to provide support to a public-private partnership that
9 leverages private sector leadership and is composed of multiple
10 interests, including public and private project developers,
11 manufacturers and end users, research institutions, academia,
12 government, and communities around the state, to develop and submit a
13 competitive application for the federal department of energy regional
14 clean hydrogen hubs grant. The application must focus on the sectors
15 of the economy that are hardest to decarbonize, including industry,
16 heavy transportation, maritime, and aviation.

17 (196) \$3,335,000 of the general fund—state
18 appropriation for fiscal year 2022 and \$2,223,000 of the general fund
19 —state appropriation for fiscal year 2023 are provided solely for
20 grants to counties to stabilize newly arriving refugees from the 2022
21 Ukraine-Russia conflict.

22 (197) \$50,000,000 of the general fund—state
23 appropriation for fiscal year 2023 is provided solely for digital
24 equity and broadband access programs. Programs funded under this
25 subsection may include programs to fulfill the recommendations of the
26 Washington digital equity forum; programs to conduct activities
27 identified by the statewide broadband office when developing the
28 digital equity plan required as part of the state digital equity
29 capacity grant program created in P.L. 117-58; and programs to
30 increase broadband access for low-income and rural communities,
31 including through low-orbit satellite broadband networks.

32 (198) (a) \$25,000,000 of the electric vehicle incentive
33 account—state appropriation is provided solely for the department to
34 implement programs and incentives that promote the purchase of or
35 conversion to alternative fuel vehicles. The department must work
36 with the interagency electric vehicle coordinating council created in
37 Engrossed Substitute Senate Bill No. 5974 (transportation resources)
38 to develop and implement alternative fuel vehicle programs and
39 incentives.

1 (b) In developing and implementing programs and
2 incentives under this subsection, the department must prioritize
3 programs and incentives that:

4 (i) Will serve individuals living in an overburdened
5 community, as defined in RCW 70A.02.010;

6 (ii) Will serve individuals who are in greatest need
7 of this assistance in order to reduce the carbon emissions and other
8 environmental impacts of their current mode of transportation in the
9 overburdened community in which they live; and

10 (iii) Will serve low-income communities, communities
11 with the greatest health disparities, and communities of color that
12 are most likely to receive the greatest health benefits from the
13 programs through a reduction in greenhouse gas emissions and other
14 pollutants that will result in improved groundwater and stormwater
15 quality, improved air quality, and reductions in noise pollution.

16 (199) \$100,000,000 of the coronavirus state fiscal
17 recovery fund—federal appropriation is provided solely for grants for
18 public and private water, sewer, garbage, electric, and natural gas
19 utilities to address low-income customer arrearages compounded by the
20 COVID-19 pandemic and the related economic downturn that were accrued
21 between March 1, 2020, and December 31, 2021.

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

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

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

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

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

1 (ii) Utility service areas that are situated in
2 locations experiencing disproportionate environmental health
3 disparities;

4 (iii) American community survey poverty data; and

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

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

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

14 (e) Utilities may, but are not required to, work with
15 other utilities or use community action agencies to administer these
16 funds following the eligibility criteria for the low-income home
17 energy assistance program and the low-income household water
18 assistance program.

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

23 (g) Utilities may account for and recover in rates
24 administrative costs associated with the disbursement of funds
25 provided in this subsection.

26 (200) \$4,092,000 of the general fund—state
27 appropriation for fiscal year 2023 is provided solely for
28 implementation of Senate Bill No. 5566 (independent youth housing).
29 If the bill is not enacted by June 30, 2022, the amount provided in
30 this subsection shall lapse.

31 (201) \$7,300,000 of the general fund—state
32 appropriation for fiscal year 2023 is provided solely to increase
33 funding for the community services block grant program. Distribution
34 of these funds to community action agencies shall prioritize racial
35 equity and undoing inequity from historic underinvestment in Black,
36 indigenous, and people of color and rural communities.

37 (202) \$1,124,000 of the general fund—state
38 appropriation for fiscal year 2023 is provided solely for a grant to
39 expand health care access points with increased services from the

1 Tubman center for health and freedom to address disparate health
2 outcomes of Black Washingtonians.

3 (203) \$3,335,000 of the general fund—state
4 appropriation for fiscal year 2022 and \$2,223,000 of the general fund
5 —state appropriation for fiscal year 2023 are provided solely for a
6 grant to Snohomish county to stabilize newly arriving refugees from
7 the 2021 Afghanistan conflict.

8 (204) \$300,000 of the general fund—state appropriation
9 for fiscal year 2022 and \$300,000 of the general fund—state
10 appropriation for fiscal year 2023 are provided solely for a grant to
11 a peer-led community and hospitality space located in south King
12 county to expand services for women engaging in the sex trade.

13 (205) \$125,000 of the general fund—state appropriation
14 for fiscal year 2022 and \$125,000 of the general fund—state
15 appropriation for fiscal year 2023 are provided solely for a grant to
16 a nonprofit organization to develop a K-12 school building
17 ventilation technical assistance, outreach, and education program.
18 The grant recipient must be located in a city with a population of
19 more than 700,000 and must have experience administering a statewide
20 technical assistance, outreach, and education program for building
21 operators.

22 (206) \$500,000 of the general fund—state appropriation
23 for fiscal year 2022 is provided solely for a grant to a Tacoma-based
24 nonprofit dental clinic with a location in unincorporated Pierce
25 county to continue to provide dental services to low-income youth.

26 (207) \$120,000 of the general fund—state appropriation
27 for fiscal year 2023 is provided solely for a grant to a nonprofit
28 resource center in King county that provides sexual assault advocacy
29 services, therapy services, and prevention and outreach to begin a
30 three-year, multigrade sexual violence prevention program in the
31 Renton school district.

32 (208) \$350,000 of the general fund—state appropriation
33 for fiscal year 2022 and \$150,000 of the general fund—state
34 appropriation for fiscal year 2023 are provided solely for a grant to
35 a Tacoma-based nonprofit multicultural center to support the
36 operations of food bank networks and to be reimbursed for equipment
37 purchased for preventative maintenance on food bank network
38 buildings.

1 (209) \$500,000 of the general fund—state appropriation
2 for fiscal year 2022 is provided solely for a grant to a Kent-based,
3 community-based nonprofit organization that serves culturally and
4 linguistically diverse families of persons with developmental and
5 intellectual disabilities for predevelopment funds to accelerate the
6 production of new affordable housing and a multicultural community
7 center.

8 (210) \$400,000 of the general fund—state appropriation
9 for fiscal year 2023 is provided solely for a grant to a Tacoma-based
10 business center that supports women and minority-owned businesses to
11 expand outreach in underserved communities, providing targeted
12 assistance where needed. Funding may also be used to collaborate the
13 department, the Washington economic development association, and
14 others to develop a more effective and efficient service delivery
15 system for Washington's women and minority-owned small businesses.

16 (211) \$1,000,000 of the general fund—state
17 appropriation for fiscal year 2023 is provided solely for a grant to
18 a business center that provides confidential, no-cost, one-on-one,
19 client-centered assistance to small businesses to expand outreach in
20 underserved communities, especially Black, indigenous, and people of
21 color-owned businesses, providing targeted assistance where needed.
22 Funding may also be used to collaborate the department, the
23 Washington economic development association, and others to develop a
24 more effective and efficient service delivery system for Washington's
25 women and minority-owned small businesses.

26 (212) \$200,000 of the general fund—state appropriation
27 for fiscal year 2023 is provided solely for the office of homeless
28 youth prevention and protection programs to colead a prevention work
29 group with the department of children, youth, and families. The work
30 group must focus on preventing youth and young adult homelessness and
31 other related negative outcomes. The work group shall consist of
32 members representing the department of social and health services,
33 the employment security department, the health care authority, the
34 office of the superintendent of public instruction, the Washington
35 student achievement council, the interagency work group on
36 homelessness, community-based organizations, and young people and
37 families with lived experience of housing instability, child welfare
38 involvement, justice system involvement, or inpatient behavioral
39 health involvement.

1 (a) The work group shall help guide implementation of:
2 (i) The state's strategic plan on prevention of youth
3 homelessness;
4 (ii) Chapter 157, Laws of 2018 (SSB 6560);
5 (iii) Chapter 312, Laws of 2019 (E2SSB 5290);
6 (iv) Efforts to reform family reconciliation services;
7 and
8 (v) Other state initiatives addressing the prevention
9 of youth homelessness.

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

20 (213) \$1,000,000 of the general fund—state
21 appropriation for fiscal year 2023 is provided solely for a grant to
22 a maritime education nonprofit that will support outreach,
23 recruitment, and maritime educational experiences at the new maritime
24 high school in the highline public school district including
25 developing mentorship and internship programs. Funds may be used to
26 support the school's growth to full enrollment of 400 students, to
27 pursue enrollment that reflects the diversity of the district, to aid
28 recruitment activities that will include partnering with regional
29 middle schools including hands-on learning experiences on vessels,
30 and to support curriculum that gives students STEM skills and
31 pathways to maritime careers, including in the sciences, vessel
32 operations and design, and marine construction.

33 (214) \$200,000 of the general fund—state appropriation
34 for fiscal year 2023 is provided solely to strengthen capacity of the
35 keep Washington working act work group established in RCW 43.330.510.

36 (215) \$250,000 of the general fund—state appropriation
37 for fiscal year 2022 is provided solely for the transportation demand
38 management program at the canyon park subarea in the city of Bothell.

1 (216) \$300,000 of the general fund—state appropriation
2 for fiscal year 2023 is provided solely for the department to report
3 how the department will collect demographic and geographic
4 information from organizations who receive direct or indirect grants
5 from the department.

6 (a) The department may contract to complete the
7 report. The department must collaborate with the one Washington
8 enterprise resource planning team to determine what demographic and
9 geographic data elements would be consistent with data elements in
10 the extended financials and procurement phase of one Washington.

11 (b) The report must also include accurate cost and
12 time estimates needed to collect the demographic and geographic
13 information from department grantees and their subgrantees. The
14 department must consult with the office of equity to ensure that
15 demographic tracking information can be used to help create an
16 accurate definition of "by and for organizations." The department
17 must report to the legislature by June 30, 2023. The report must
18 include, but is not limited to, the following information:

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

22 (ii) The cost and time required for the department to
23 incorporate the collection of demographic and geographic data into
24 future grant agreements;

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

29 (iv) In addition to the one Washington program, an
30 analysis of other information technology systems that can serve as a
31 unified single data collection system and repository for demographic
32 and geographic data on all department grant agreements. This analysis
33 should compare and contrast the efficiency and effectiveness of each
34 system with the capabilities, cost, and timeliness of using the one
35 Washington program for this purpose; and

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

38 (217) \$88,000 of the general fund—state appropriation
39 for fiscal year 2023 is provided solely for a grant to a Seattle-
40 based nonprofit that teaches math using hands-on learning experiences

1 and collaborates with community partners to create equity-based,
2 culturally relevant math education opportunities.

3 (218) \$20,000,000 of the coronavirus state fiscal
4 recovery fund—federal appropriation is provided solely for the
5 department to provide a grant to a public facility district created
6 under chapter 36.100 RCW that can document losses of more than
7 \$200,000,000 in cumulative anticipated tax, event, and marketing
8 revenues in 2020, 2021, and 2022, including lost revenue due to
9 cancellations or a reduction of participants in conventions that
10 would have been hosted in Washington state, less grants or loans from
11 federal and state government programs. Eligible public facilities
12 districts may receive a maximum \$20,000,000 grant. Public facility
13 districts must provide the department with financial records that
14 document the lost revenue to be eligible to receive a grant.

15 (219) \$7,500,000 of the general fund—state
16 appropriation for fiscal year 2023 is provided solely to increase
17 existing grantee contracts providing rental or housing subsidy and
18 services for eligible tenants in housing and homeless programs. The
19 department will work with stakeholders and grantees to increase
20 current contracts and distribute funds to account for increases in
21 housing and services costs across the state.

22 (220) (a) \$200,000 of the general fund—state
23 appropriation for fiscal year 2023 is provided solely for the
24 department to conduct a cost-benefit analysis on the use of
25 agrivoltaic and green roof systems on projected new buildings with a
26 floor area of 10,000 square feet or larger to be developed over the
27 next 20 years in communities of 50,000 or greater. The department
28 shall consult with the department of ecology, private sector
29 representatives, and an organization that has experience conducting
30 cost-benefit analyses on green roofing. The cost-benefit analysis
31 must include:

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

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

37 (iii) Public health impacts;

38 (iv) Air quality impacts;

1 (v) Reductions in fossil fuel use for buildings with
2 agrivoltaic systems;

3 (vi) Energy efficiency of buildings with agrivoltaic
4 systems;

5 (vii) Job creation; and

6 (viii) Agrivoltaic installation and maintenance costs.

7 (b) The department shall submit the report to the
8 energy policy and fiscal committees of the legislature by June 30,
9 2023, that includes, but is not limited to:

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

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

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

18 (iv) A description of the policy components and
19 framework for green and agrivoltaic roof policies and related
20 incentive programs; and

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

24 (221) \$300,000 of the general fund—state appropriation
25 for fiscal year 2023 is provided solely for a grant to a community-
26 based organization in Whatcom county for a program that connects
27 local food producers with retail and wholesale consumers.

28 (222) \$60,000 of the general fund—state appropriation
29 for fiscal year 2023 is provided solely for a grant to Yakima county
30 to contract with a Yakima-based nonprofit organization to complete
31 the planning and development of a community wildfire protection plan.

32 (223) \$1,091,000 of the general fund—state
33 appropriation for fiscal year 2023 is provided solely for
34 implementation of Substitute Senate Bill No. 5910 (hydrogen). If the
35 bill is not enacted by June 30, 2022, the amount provided in this
36 subsection shall lapse.

37 (224) \$1,637,000 of the general fund—state
38 appropriation for fiscal year 2023 is provided solely for
39 implementation of Substitute Senate Bill No. 5722 (greenhouse gases/

1 buildings). If the bill is not enacted by June 30, 2022, the amount
2 provided in this subsection shall lapse.

3 (225) \$8,500,000 of the general fund—state
4 appropriation for fiscal year 2023 is provided solely to build a
5 mapping and forecasting tool that provides locations and information
6 on charging and refueling infrastructure as required in chapter 300,
7 Laws of 2021. The department shall collaborate with the interagency
8 electric vehicle coordinating council established in Engrossed
9 Substitute Senate Bill No. 5974 (transportation resources) when
10 developing the tool and must work to meet benchmarks established in
11 Engrossed Substitute Senate Bill No. 5974 (transportation resources).

12 (226) \$69,000,000 of the general fund—state
13 appropriation for fiscal year 2023 is provided solely for a grant
14 program for the development of electric vehicle charging
15 infrastructure in rural areas, office buildings, multifamily housing,
16 ports, schools and school districts, and state and local government
17 offices.

18 (a) Grants in this subsection are provided solely for
19 projects that provide a benefit to the public through development,
20 demonstration, and deployment of clean energy technologies that save
21 energy and reduce energy costs, reduce harmful air emissions, or
22 increase energy independence for the state.

23 (b) Projects that receive funds under this subsection
24 must be implemented by local governments, federally recognized tribal
25 governments, or by public and private electrical utilities that serve
26 retail customers in the state. Grant funding must be used for level 2
27 or higher charging infrastructure.

28 (c) The department must give preference to projects
29 that provide level 3 or higher charging infrastructure.

30 (d) The department of commerce must coordinate with
31 other electrification programs, including projects the department of
32 transportation is developing, to determine the most effective
33 distribution of the systems. The department must also collaborate
34 with the interagency electric vehicle coordinating council
35 established in Engrossed Substitute Senate Bill No. 5974
36 (transportation resources) to implement this subsection and must work
37 to meet benchmarks established in Engrossed Substitute Senate Bill
38 No. 5974 (transportation resources).

1 (227) \$37,000,000 of the general fund—state
2 appropriation for fiscal year 2023 is provided solely for grants to
3 increase solar deployment and installation of battery storage in
4 community buildings to enhance grid resiliency and provide backup
5 power for critical needs, such as plug load and refrigeration for
6 medication, during outages. Eligible uses of the amounts provided in
7 this subsection include, but are not limited to, planning and
8 predevelopment work with vulnerable, highly impacted, and rural
9 communities. For the purposes of this subsection "community
10 buildings" means K-12 schools, community colleges, community centers,
11 recreation centers, libraries, tribal buildings, government
12 buildings, and other publicly owned infrastructure.

13 (228) \$20,000,000 of the general fund—state
14 appropriation for fiscal year 2023 is provided solely for a grant
15 program to provide solar and battery storage community solar projects
16 for public assistance organizations serving low-income communities.

17 (a) Grants are not to exceed \$20,000 per community
18 solar project and are not to exceed 100 percent of the cost of the
19 project, taking into account any federal tax credits or other federal
20 or nonfederal grants or incentives that the program is benefiting
21 from.

22 (b) Priority must be given to projects sited on
23 "preferred sites" such as rooftops, structures, existing impervious
24 surfaces, landfills, brownfields, previously developed sites,
25 irrigation canals and ponds, stormwater collection ponds, industrial
26 areas, dual-use solar projects that ensure ongoing agricultural
27 operations, and other sites that do not displace critical habitat or
28 productive farmland.

29 (c) For the purposes of this subsection "low-income"
30 has the same meaning as provided in RCW 19.405.020 and "community
31 solar project" means a solar energy system that: Has a direct current
32 nameplate capacity that is greater than 12 kilowatts but no greater
33 than 199 kilowatts; and has, at minimum, either two subscribers or
34 one low-income service provider subscriber.

35 (229) \$200,000 of the general fund—state appropriation
36 for fiscal year 2023 is provided solely for implementation of
37 Engrossed Substitute Senate Bill No. 5758 (condominium conversions).
38 If the bill is not enacted by June 30, 2022, the amount provided in
39 this subsection shall lapse.

1 (230) \$404,000 of the general fund—state appropriation
2 for fiscal year 2023 is provided solely for implementation of
3 Engrossed Second Substitute Senate Bill No. 5803 (wildfires/electric
4 utilities). If the bill is not enacted by June 30, 2022, the amount
5 provided in this subsection shall lapse.

6 (231) \$1,054,000 of the general fund—state
7 appropriation for fiscal year 2023 is provided solely for
8 implementation of Engrossed Substitute Senate Bill No. 5974
9 (transportation resources). If the bill is not enacted by June 30,
10 2022, the amount provided in this subsection shall lapse.

11 (232) \$200,000 of the coronavirus state fiscal
12 recovery fund—federal appropriation is provided solely for a grant to
13 a Tacoma-based automotive museum as businesses assistance to address
14 COVID-19 pandemic impacts to revenues from decreased attendance and
15 loss of other revenue generating opportunities.

16 (233) \$63,000 of the general fund—state appropriation
17 for fiscal year 2023 is provided solely for implementation of
18 Engrossed Substitute Senate Bill No. 5544 (blockchain work group). If
19 the bill is not enacted by June 30, 2022, the amount provided in this
20 subsection shall lapse.

21 (234) (a) \$250,000 of the general fund—state
22 appropriation for fiscal year 2023 is provided solely for the
23 department to develop strategies for cooperation with governmental
24 agencies of Finland, including higher education institutions, and
25 organizations around the following:

26 (i) 5G connectivity, end-user applications utilizing
27 new connectivity, and 6G;

28 (ii) Safety, efficiency, and green transformation of
29 ports and other logistics including digitalization and connectivity;
30 and

31 (iii) Green transformation of transport, including
32 circular economy solutions for batteries.

33 (b) By June 30, 2023, the department must provide a
34 report on the use of funds in this subsection, any key metrics and
35 deliverables, and any recommendations for further opportunities for
36 collaboration.

37 (235) (a) \$400,000 of the general fund—state
38 appropriation for fiscal year 2023 is provided solely for the
39 department to contract with a national research laboratory to:

1 (i) Evaluate Washington's current and future electric
2 grid resilience and reliability based on current and projected
3 electric energy production, ability to produce energy in-state,
4 reliance on energy production outside of the state, and energy grid
5 interdependence with other western states;

6 (ii) Identify key grid resilience and reliability
7 challenges that could emerge under multiple future scenarios given
8 adoption of new energy technologies, changes in residential and
9 industrial energy demand, and changes in energy production and
10 availability from both in and out-of-state sources;

11 (iii) Study the impact to the future electric grid
12 resulting from the growth of the information technology sector,
13 including the impact of increased data center energy demand from the
14 tax exemptions provided in RCW 82.08.986;

15 (iv) Review and incorporate existing models, data, and
16 study findings to ensure a duplication of efforts does not occur and
17 to highlight modeling gaps related to regional grid resilience
18 planning;

19 (v) Convene an advisory group to inform scenario
20 development and review results, which may include representatives
21 from the Washington State University Pacific Northwest national
22 laboratory advanced grid institute, energy facility site evaluation
23 council, department of commerce, utilities and transportation
24 commission, relevant legislative committees, energy producers,
25 utilities, labor, environmental organizations, tribes, and
26 communities at high risk of rolling blackouts and power supply
27 inadequacy; and

28 (vi) Develop recommendations for enhancing electric
29 grid reliability and resiliency for Washington that includes
30 considerations of affordability, equity, and federal funding
31 opportunities.

32 (b) The department shall report findings and
33 recommendations to the appropriate committees of the legislature by
34 December 1, 2022, in compliance with RCW 43.01.036.

35 **Sec.**

129

36 2021 c 334 s 130 (uncodified) is amended to read as follows:

37 **FOR THE ECONOMIC AND REVENUE FORECAST COUNCIL**

38 General Fund—State Appropriation (FY 2022)	((\$903,000))
39	<u>\$908,000</u>

1 General Fund—State Appropriation (FY 2023) ((~~\$964,000~~))
 2 \$1,001,000
 3 Lottery Administrative Account—State Appropriation. \$50,000
 4 TOTAL APPROPRIATION. ((~~\$1,917,000~~))
 5 \$1,959,000

6 **Sec. 130 .**

7 2021 c 334 s 131 (uncodified) is amended to read as follows:

8 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

9 General Fund—State Appropriation (FY 2022)
 10 ((~~\$16,022,000~~))
 11 \$16,482,000
 12 General Fund—State Appropriation (FY 2023)
 13 ((~~\$15,819,000~~))
 14 \$21,640,000
 15 General Fund—Federal Appropriation. ((~~\$32,507,000~~))
 16 \$33,352,000
 17 General Fund—Private/Local Appropriation. \$531,000
 18 Economic Development Strategic Reserve Account—State
 19 Appropriation. ((~~\$329,000~~))
 20 \$333,000
 21 Workforce Education Investment Account—State
 22 Appropriation. \$100,000
 23 Personnel Service Account—State Appropriation
 24 ((~~\$23,431,000~~))
 25 \$18,813,000
 26 Higher Education Personnel Services Account—State
 27 Appropriation. \$1,497,000
 28 Statewide Information Technology System
 29 Development ((~~Maintenance and Operations~~))
 30 Revolving Account—State Appropriation
 31 ((~~\$102,037,000~~))
 32 \$97,432,000
 33 Office of Financial Management Central Service
 34 Account—State Appropriation. ((~~\$21,945,000~~))
 35 \$22,453,000
 36 Statewide Information Technology System Maintenance
 37 and Operations Revolving Account
 38 State

Appropriation

\$4,609,000

Performance Audits of Government Account—State

Appropriation. ((~~\$672,000~~))

\$692,000

Coronavirus State Fiscal Recovery Fund—Federal

Appropriation. \$1,560,000

TOTAL APPROPRIATION. ((~~\$216,450,000~~))

\$219,494,000

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

(1) (a) The student achievement council and all institutions of higher education as defined in RCW 28B.92.030 and eligible for state financial aid programs under chapters 28B.92 and 28B.118 RCW shall ensure that data needed to analyze and evaluate the effectiveness of state financial aid programs are promptly transmitted to the education data center so that it is available and easily accessible. The data to be reported must include but not be limited to:

(i) The number of Washington college grant and college bound recipients;

(ii) Persistence and completion rates of Washington college grant recipients and college bound recipients, disaggregated by institution of higher education;

(iii) Washington college grant recipients grade point averages; and

(iv) Washington college grant and college bound scholarship program costs.

(b) The student achievement council shall submit student unit record data for state financial aid program applicants and recipients to the education data center.

(2) \$100,000 of the workforce education investment account—state appropriation is provided solely to the office of financial management to implement career connected learning.

(3) (a) ((~~\$102,037,000~~)) \$97,428,000 of the information technology system development revolving account—state appropriation, \$4,609,000 of the information technology system maintenance and operations revolving account—state appropriation, \$162,000 of the personnel services account—state appropriation, and \$162,000 of the office of financial management central services account—state appropriation are

1 provided solely for the one Washington enterprise resource planning
2 statewide program. Of this amount:

3 (i) \$7,756,000 of the information technology system development
4 revolving account—state appropriation is provided solely for an
5 organizational change management pool to pay for phase 1A (agency
6 financial reporting system replacement—core financials) state agency
7 organizational change management resources. The office of financial
8 management will manage the pool, authorize funds, and track costs by
9 agency by fiscal month;

10 (ii) \$22,000,000 of the information technology system development
11 revolving account—state appropriation is provided solely for a
12 technology pool to pay for phase 1A (agency financial reporting
13 system replacement—core financials) state agency costs due to work
14 associated with impacted financial systems and interfaces. The office
15 of financial management will manage the pool, authorize funds, and
16 track costs by agency by fiscal month;

17 (iii) \$1,326,000 of the information technology system development
18 revolving account—state appropriation is provided solely for three
19 dedicated information technology consultant staff to be contracted
20 from the office of the chief information officer. These staff will
21 work with state agencies to ensure preparation and timely
22 decommission of information technology systems that will no longer be
23 necessary post implementation of phase 1A (agency financial reporting
24 system replacement—core financials);

25 (iv) \$4,609,000 of the information technology system
26 (~~development~~) maintenance and operations revolving account—state
27 appropriation is provided solely for maintenance and operations costs
28 for phase 1A (agency financial reporting system replacement—core
29 financials), which will begin in fiscal year 2023;

30 (v) \$9,153,000 of the information technology system development
31 revolving account—state appropriation is provided solely for phase 1B
32 (procurement and extended financials) in fiscal year (~~(2022)~~) 2023;

33 (vi) \$162,000 of the personnel services account—state
34 appropriation is provided solely for a dedicated staff for phase 2
35 (human resources) coordination; and

36 (vii) \$162,000 of the office of financial management central
37 services account—state appropriation is provided solely for a
38 dedicated staff for phase 3 (budget) coordination.

1 (b) Beginning July 1, 2021, the office of financial management
2 shall provide written quarterly reports, within 30 calendar days of
3 the end of each fiscal quarter, to legislative fiscal committees and
4 the legislative evaluation and accountability program committee to
5 include how funding was spent compared to the budget spending plan
6 for the prior quarter by fiscal month and what the ensuing quarter
7 budget will be by fiscal month. All reporting must be separated by
8 phase of one Washington subprojects. The written report must also
9 include:

10 (i) A list of quantifiable deliverables accomplished and the
11 associated expenditures by each deliverable by fiscal month;

12 (ii) A report on the contract full time equivalent charged
13 compared to the budget spending plan by month for each contracted
14 vendor and what the ensuing contract equivalent budget spending plan
15 assumes by fiscal month;

16 (iii) A report identifying each state agency that applied for and
17 received organizational change management pool resources, the
18 staffing equivalent used, and the cost by fiscal month by agency
19 compared to budget spending plan;

20 (iv) A report identifying each state agency that applied for and
21 received technology pool resources, the staffing equivalent used, and
22 the cost by fiscal month by agency compared to the budget spending
23 plan;

24 (v) A report on budget spending plan by fiscal month by phase
25 compared to actual spending by fiscal month; and

26 (vi) A report on current financial office performance metrics
27 that at least 10 state agencies use, to include the monthly
28 performance data, starting July 1, 2021.

29 (c) Prior to spending any funds, the director of financial
30 management must agree to the spending and sign off on the spending.

31 (d) This subsection is subject to the conditions, limitations,
32 and review requirements of section 701 of this act.

33 (4) \$250,000 of the office of financial management central
34 services account—state appropriation is provided solely for a
35 dedicated information technology budget staff for the work associated
36 with statewide information technology projects that are under the
37 oversight of the office of the chief information officer. The staff
38 will be responsible for providing a monthly financial report after
39 each fiscal month close to fiscal staff of the senate ways and means
40 and house appropriations committees to reflect at least:

- 1 (a) Fund balance of the information technology pool account after
2 each fiscal month close;
- 3 (b) Amount by information technology project, differentiated if
4 in the technology pool or the agency budget, of what funding has been
5 approved to date and for the last fiscal month;
- 6 (c) Amount by agency of what funding has been approved to date
7 and for the last fiscal month;
- 8 (d) Total amount approved to date, differentiated if in the
9 technology pool or the agency budget, and for the last fiscal month;
- 10 (e) A projection for the information technology pool account by
11 fiscal month through the 2021-2023 fiscal biennium close, and a
12 calculation spent to date as a percentage of the total appropriation;
- 13 (f) A projection of each information technology project spending
14 compared to budget spending plan by fiscal month through the
15 2021-2023 fiscal biennium, and a calculation of amount spent to date
16 as a percentage of total project cost; and
- 17 (g) A list of agencies and projects that have not yet applied for
18 nor been approved for funding by the office of financial management.
- 19 (5) (~~(\$12,741,000)~~) \$6,741,000 of the personnel service account—
20 state appropriation is provided solely for administration of orca
21 pass benefits included in the 2021-2023 collective bargaining
22 agreements and provided to nonrepresented employees. The office of
23 financial management must bill each agency for that agency's
24 proportionate share of the cost of orca passes. The payment from each
25 agency must be deposited into the personnel service account and used
26 to purchase orca passes. The office of financial management may
27 consult with the Washington state department of transportation in the
28 administration of these benefits.
- 29 (6) Within existing resources, the labor relations section shall
30 produce a report annually on workforce data and trends for the
31 previous fiscal year. At a minimum, the report must include a
32 workforce profile; information on employee compensation, including
33 salaries and cost of overtime; and information on retention,
34 including average length of service and workforce turnover.
- 35 (7) (a) The office of financial management statewide leased
36 facilities oversight team must identify opportunities to reduce
37 statewide leased facility space given the change in business
38 practices since 2020 whereby many state employees were mostly working
39 remotely and may continue to do so going forward, or at least more

1 state employees are anticipated to work remotely than in calendar
2 year 2019.

3 (b) The office of financial management will work to identify
4 opportunities for downsizing office space and increased collocation
5 by state agencies, especially for any leases that will be up for
6 renewal effective July 1, 2022, through June 30, 2024.

7 (c) The office of financial management must, in collaboration
8 with the department of enterprise services, identify and make
9 recommendations on reduction in leased office space by agency for
10 fiscal years 2024 and 2025. The analysis must include detailed
11 information on any reduced costs, such as lease contract costs, and
12 include at least:

13 (i) Agency name;

14 (ii) Lease contract number and term (start and end date);

15 (iii) Contract amount by fiscal year; and

16 (iv) Current and future projected collocated agency tenants.

17 (d) The office of financial management must submit a report
18 responsive to (a), (b), and (c) of this subsection to fiscal and
19 appropriate policy committees of the legislature by June 30, 2022.

20 (8) \$105,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$68,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for implementation of Engrossed
23 Second Substitute Senate Bill No. 5163 (conditionally released
24 sexually violent predators). ~~((If the bill is not enacted by June 30,~~
25 ~~2021, the amounts provided in this subsection shall lapse.))~~

26 (9) \$79,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$79,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for staffing for the sentencing
29 guidelines commission.

30 ~~(10) ((\$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 office of financial~~
33 ~~management to complete the following activities:~~

34 ~~(a) By December 1, 2022, and consistent with RCW~~
35 ~~43.01.036, the office of financial management must submit a report to~~
36 ~~the legislature that assesses how to incorporate a net ecological~~
37 ~~gain standard into state land use, development, and environmental~~
38 ~~laws and rules to achieve a goal of better statewide performance on~~
39 ~~endangered species recovery and ecological health. The report must~~

1 address each environmental, development, or land use law or rule
2 where the existing standard is less protective of ecological
3 integrity than the standard of net ecological gain, including the
4 shoreline management act (chapter 90.58 RCW), the growth management
5 act (chapter 36.70A RCW), construction projects in state waters
6 (chapter 77.55 RCW), and the model toxics control act.

7 (b) In developing the report under this section, the
8 office of financial management must consult with the appropriate
9 local governments, state agencies, federally recognized Indian
10 tribes, and stakeholders with subject matter expertise on
11 environmental, land use, and development laws including but not
12 limited to cities, counties, ports, the department of ecology, the
13 department of fish and wildlife, and the department of commerce.

14 (c) The report must include:

15 (i) Development of a definition, objectives, and goals
16 for the standard of net ecological gain;

17 (ii) An assessment and comparison analysis of
18 opportunities and challenges, including legal issues and costs on
19 state and local governments to achievement of overall net ecological
20 gain through both:

21 (A) Implementation of a standard of net ecological
22 gain under different environmental, development, and land use laws;
23 and

24 (B) An enhanced approach to implementing and
25 monitoring no net loss in existing environmental, development, and
26 land use laws;

27 (iii) Recommendations on funding, incentives,
28 technical assistance, legal issues, monitoring, and use of scientific
29 data, and other applicable considerations to the integration of net
30 ecological gain into each environmental, development, and land use
31 law or rule; and

32 (iv) An assessment of how applying a standard of net
33 ecological gain in the context of each environmental, land use, or
34 development law is likely to achieve substantial additional
35 environmental or social co-benefits.

36 (~~11~~ ~~\$158,000~~) \$45,000 of the general fund—
37 state appropriation for fiscal year 2022 (~~is~~) and \$113,000 of the
38 general fund—state appropriation for fiscal year 2023 are provided
39 solely for the work of the office of financial management to conduct
40 a feasibility study and make recommendations regarding the

1 establishment of a system for streamlining the vacation of criminal
2 conviction records in section 953 of this act.

3 ~~((12))~~ (11)(a) \$150,000 of the general
4 fund—state appropriation for fiscal year 2022 is provided solely for
5 the office of financial management to provide recommendations, as
6 described in (b) of this subsection, on the procedure for providing
7 an equity impact statement for legislative proposals, and content and
8 format requirements for the equity impact statement.

9 (b) By July 1, 2022, the office of financial management must
10 submit a report to the governor, appropriate committees of the
11 legislature, and statutory commissions that details recommendations
12 on:

13 (i) The procedure for providing an equity impact statement for
14 legislative proposals;

15 (ii) The format and content requirements for the equity impact
16 statement;

17 (iii) A plan, including information technology additions or
18 revisions, necessary to provide equity impact statements;

19 (iv) Recommendations on which office or agency should be
20 principally responsible for coordinating the provision of equity
21 impact statements with state agencies; and

22 (v) Recommendations on any policy changes needed to implement the
23 provision of equity impact statements.

24 (c) For the purpose of implementing this subsection, the office
25 of financial management may contract with an entity or entities that
26 have expertise in equity impact assessments.

27 (d) The office of financial management must consult with the
28 governor's interagency council on health disparities and the office
29 of equity in developing the procedures, and content and format
30 requirements.

31 (e) For purposes of this subsection, "statutory commission" means
32 the Washington state commission on African American affairs
33 established in chapter 43.113 RCW, the Washington state commission on
34 Asian Pacific American affairs established in chapter 43.117 RCW, the
35 Washington state commission on Hispanic affairs established in
36 chapter 43.115 RCW, the Washington state women's commission
37 established in chapter 43.119 RCW, the Washington state LGBTQ
38 commission established in chapter 43.114 RCW, and the human rights
39 commission established in chapter 49.60 RCW.

1 ~~((13))~~ (12) \$785,000 of the general fund—
2 state appropriation for fiscal year 2022 and \$960,000 of the general
3 fund—state appropriation for fiscal year 2023 are provided solely for
4 implementation of Engrossed Substitute House Bill No. 1267 (police
5 use of force). ~~((If the bill is not enacted by June 30, 2021, the
6 amounts provided in this subsection shall lapse.~~

7 ~~(14))~~ (13) \$172,000 of the general fund—
8 state appropriation for fiscal year 2022 and \$167,000 of the general
9 fund—state appropriation for fiscal year 2023 are provided solely for
10 implementation of Engrossed Second Substitute House Bill No. 1295
11 (institutional ed./release). ~~((If the bill is not enacted by June 30,
12 2021, the amounts provided in this subsection shall lapse.~~

13 ~~(15) \$300,000))~~ (14) \$150,000 of the general
14 fund—state appropriation for fiscal year 2022 and ~~((300,000))~~
15 \$450,000 of the general fund—state appropriation for fiscal year 2023
16 are provided solely for the office of financial management to assist
17 the health care authority, the department of social and health
18 services, and the department of health in coordinating efforts to
19 transform the behavioral health system and improve the collection and
20 availability of data. Within these amounts, the office must provide
21 direction and ensure coordination between state agencies in the
22 forecasting of forensic and long-term civil commitment beds,
23 transition of civil long-term inpatient capacity from state hospital
24 to community settings, and efforts to improve the behavioral health
25 crisis response system. Sufficient funding within this section is
26 provided for the staff support and other costs related to the crisis
27 response improvement strategy committee established in section 104 of
28 Engrossed Second Substitute House Bill No. 1477 (national 988
29 system).

30 (15) \$40,000 of the general fund—state appropriation
31 for fiscal year 2023 is provided solely for the office of financial
32 management to review and report on vendor rates for services provided
33 to low-income individuals at the department of children, youth, and
34 families, the department of corrections, and the department of social
35 and health services. The report must be submitted to the governor and
36 the appropriate committees of the legislature by December 1, 2022,
37 and must include review of, at least:

38 (a) The current rates for services by vendor;

1 (b) A history of increases to the rates since fiscal
2 year 2010 by vendor;

3 (c) A comparison of how the vendor increases and rates
4 compare to inflation; and

5 (d) A summary of the billing methodology for the
6 vendor rates.

7 (16) \$35,000 of the general fund—state appropriation
8 for fiscal year 2022 and \$86,000 of the general fund—state
9 appropriation for fiscal year 2023 are provided solely for
10 implementation of Substitute House Bill No. 1867 (dual credit program
11 data). If the bill is not enacted by June 30, 2022, the amounts
12 provided in this subsection shall lapse.

13 (17) (a) \$50,000 of the general fund—state
14 appropriation for fiscal year 2022 and \$200,000 of the general fund—
15 state appropriation for fiscal year 2023 are provided solely for the
16 office to contract with a third-party facilitator to convene an
17 applicant background check work group. The purpose of the work group
18 is to review existing requirements and processes for conducting
19 applicant background checks for impacted individuals, and to provide
20 a feasibility study and implementation plan for establishing a state
21 office to centrally manage criminal background check processes for
22 impacted individuals.

23 (b) For the purposes of this subsection, "impacted
24 individuals" means applicants for state employment, current state
25 employees, and individuals for whom an applicant background check is
26 required as a condition of employment or to provide state services,
27 including but not limited to individuals subject to the requirements
28 of RCW 26.44.240, 28A.400.303, 43.43.830 through 43.43.845,
29 43.101.095, 43.216.270, 74.15.030, and 74.39A.056.

30 (c) The director of the office, or the director's
31 designee, must chair the work group. The chair must appoint
32 representatives to the work group including but not limited to:

33 (i) A representative of the department of social and
34 health services;

35 (ii) A representative of the department of children,
36 youth, and families;

37 (iii) A representative of the Washington state patrol;

38 (iv) A representative of the department of
39 corrections;

1 (v) A representative of the office of the
2 superintendent of public instruction; and

3 (vi) Other state agency representatives or
4 representatives of interested parties, at the discretion of the
5 chair, who have expertise in topics considered by the work group.

6 (d) By December 1, 2022, the work group must submit a
7 preliminary feasibility study and implementation plan for a state
8 central background check office to the governor and appropriate
9 committees of the legislature. By June 1, 2023, the work group must
10 submit a final feasibility study and implementation plan to the
11 governor and appropriate committees of the legislature. In developing
12 the feasibility study and implementation plan, the work group must
13 include the following:

14 (i) A review of current background check requirements
15 and processes for impacted individuals, including:

16 (A) A list of all state positions and purposes that
17 require a criminal background check as a condition of employment,
18 certification, licensure, or unsupervised access to vulnerable
19 persons;

20 (B) An analysis of any "character, suitability, and
21 competence" components that are required in addition to an applicant
22 background check, including whether such components are warranted and
23 whether they result in unrealistic and unnecessary barriers or result
24 in disproportionate negative outcomes for members of historically
25 disadvantaged communities; and

26 (C) A review of current costs of applicant background
27 checks for state agencies and impacted individuals, including a
28 comparison of current vendor contracts for fingerprint background
29 checks; and

30 (ii) A proposal and implementation plan to establish a
31 central state office to manage applicant background check processes.
32 In developing the proposal, the work group must consider policy and
33 budgetary factors including, but not limited to:

34 (A) Cost structure and sharing for impacted agencies,
35 including any cost savings that may occur from transitioning to a
36 centralized criminal background check process;

37 (B) Information technology needs for the new office
38 and individual agencies, including any necessary information sharing
39 agreements;

40 (C) Staffing;

1 (D) Comparable solutions and processes in other
2 states;

3 (E) Potential usage of the federal rap back system,
4 including steps necessary to join the system and associated costs and
5 benefits;

6 (F) Processes and considerations to make criminal
7 background check results portable for impacted individuals;

8 (G) Steps necessary to meet federal regulatory
9 requirements and ensure federal approval of state criminal background
10 check processes;

11 (H) The impact of the proposed process changes for
12 impacted individuals who are members of historically disadvantaged
13 populations; and

14 (I) Any statutory changes that may be necessary to
15 ensure clarity and consistency.

16 (18) \$337,000 of the general fund—state appropriation
17 for fiscal year 2022, \$763,000 of the general fund—state
18 appropriation for fiscal year 2023, and \$1,560,000 of the coronavirus
19 state fiscal recovery fund—federal appropriation are provided solely
20 for staff and contract costs to conduct activities related to the
21 receipt, coordination, and tracking of federal funds.

22 (19) \$193,000 of the general fund—state appropriation
23 for fiscal year 2023 is provided solely for implementation of
24 Engrossed Substitute Senate Bill No. 5847 (public employee PSLF
25 info.). If the bill is not enacted by June 30, 2022, the amount
26 provided in this subsection shall lapse.

27 (20) \$20,000 of the general fund—state appropriation
28 for fiscal year 2023 is provided solely for the office of financial
29 management to conduct a comprehensive study on student access to
30 health care, including behavioral health care, at Washington's public
31 institutions of higher education. The comprehensive study must also
32 include students enrolled in state registered apprenticeship
33 programs. The study must be conducted in collaboration with the
34 health benefit exchange, the health care authority, the state board
35 for community and technical colleges, the council of presidents, and
36 the student achievement council.

37 (a) The community and technical colleges and the four-
38 year institutions of higher education will make the following data
39 for the 2022-23 academic year available to the office of financial

1 management, the state board of community and technical colleges, and
2 the student achievement council:

3 (i) The health insurance status of enrolled students;

4 (ii) The minimum requirements for enrolled students
5 related to health insurance coverage;

6 (iii) Health insurance or health care coverage options
7 available from the school;

8 (iv) A description of health care services and
9 facilities available on campus for students, including type of
10 providers, and ways students can access these services;

11 (v) Out-of-pocket costs associated with accessing or
12 using on-campus health care services and facilities;

13 (vi) Student demographic information regarding
14 utilization of on-campus health care services and facilities;

15 (vii) Barriers to accessing on-campus health care
16 services and facilities;

17 (viii) How the college or university helps students
18 obtain health care services not offered on campus; and

19 (ix) Information related to partnerships with off-
20 campus health care providers or facilities to provide services to
21 currently enrolled students.

22 (b) The office of financial management shall make
23 reasonable efforts to provide the following information:

24 (i) The health insurance status of students enrolled
25 in the 2022-23 academic year;

26 (ii) The minimum level of health insurance coverage,
27 if any, community and technical colleges and four-year institutions
28 of higher education require for students;

29 (iii) The types of health insurance schools provide
30 for enrolled students;

31 (iv) The types of health care services available on
32 campus, including primary care and specialty care, such as emergency
33 services and behavioral health care resources;

34 (v) A description of health care services available in
35 the communities around campuses, including emergency services and
36 behavioral health providers;

37 (vi) Data collection gaps that exist related to
38 student health insurance coverage and utilization of health care
39 resources;

1 (vii) On-campus primary care and specialty care
2 services that are common on school campuses; and

3 (viii) Other important information in addressing
4 health insurance access and care for students at public institutions
5 of higher education, including issues around equity.

6 (c) The legislature expects the office of financial
7 management to submit a report to the appropriate health and education
8 committees of the legislature. The final report must include a
9 summary of the data reviewed by the office, including information
10 specific to each type of campus and school, when available, and
11 recommendations for the legislature and public institutions of higher
12 education for improving student health care coverage and access to
13 health care services, including for students enrolled in
14 state registered apprenticeship programs.

15 (21) \$200,000 of the general fund—state appropriation
16 for fiscal year 2023 is provided solely for implementation of Second
17 Substitute Senate Bill No. 5649 (family and medical leave). If the
18 bill is not enacted by June 30, 2022, the amount provided in this
19 subsection shall lapse.

20 (22) (a) \$25,000 of the general fund—state
21 appropriation for fiscal year 2022 and \$201,000 of the general fund—
22 state appropriation for fiscal year 2023 are provided solely to
23 evaluate the effectiveness, utilization, and outcomes of the
24 voluntary incentive programs for landowners and of existing
25 regulatory programs responsible for protecting and restoring areas
26 along streams and rivers toward achieving a science-based standard
27 for a fully functioning riparian ecosystem. To accomplish the
28 evaluation, the office must:

29 (i) Contract with an independent entity for the
30 analysis. The contract is exempt from the competitive procurement
31 requirements in chapter 39.26 RCW; and

32 (ii) Assist agencies with funding and advice to gather
33 and provide the data necessary for the analysis.

34 (b) A preliminary report is due to the governor and
35 the appropriate committees of the legislature by September 1, 2022,
36 to inform the development of recommendations to be contained in a
37 final report due by December 1, 2022.

38 (23) \$1,326,000 of the general fund—state
39 appropriation for fiscal year 2023 is provided solely for additional

1 staff for information technology and payroll support for the office
2 of independent investigations, which was created by chapter 318, Laws
3 of 2021 (Engrossed Substitute House Bill No. 1267).

4 (24) Within existing resources, the education research
5 and data center shall submit to the student achievement council the
6 data received from institutions of higher education as described in
7 RCW 28B.118.090. The data shall be submitted by June 30, 2022, and
8 June 30, 2023, and include the most recent data received from
9 institutions of higher education.

10 (25) \$250,000 of the general fund—state appropriation
11 for fiscal year 2023 is provided solely for implementation of Second
12 Substitute Senate Bill No. 5793 (state boards, etc./stipends). If the
13 bill is not enacted by June 30, 2022, the amount provided in this
14 subsection shall lapse.

15 **Sec.**

131

16 2021 c 334 s 132 (uncodified) is amended to read as follows:

17 **FOR THE OFFICE OF ADMINISTRATIVE HEARINGS**

18 Administrative Hearings Revolving Account—State

19 Appropriation. ((\$71,650,000))
20 \$73,391,000

21 Administrative Hearings Revolving Account—Local

22 Appropriation. \$12,000

23 TOTAL APPROPRIATION. ((\$71,662,000))
24 \$73,403,000

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

27 (1) \$22,346,000 of the administrative hearings revolving account—
28 state appropriation is provided solely for staffing to resolve
29 unemployment insurance appeals. The funding is provided to meet the
30 temporary increase in unemployment insurance hearing appeals, which
31 began in fiscal year 2021, and to reduce the appeal to resolution
32 wait time.

33 (2) \$154,000 of the administrative hearings revolving account—
34 state appropriation is provided solely for implementation of
35 Engrossed Second Substitute Senate Bill No. 5051 (peace & corrections
36 officers). (~~If the bill is not enacted by June 30, 2021, the amount~~
37 ~~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 (8) \$19,000 of the administrative hearings revolving
27 account—state appropriation is provided solely for implementation of
28 Substitute House Bill No. 2076 (transp. network companies). If the
29 bill is not enacted by June 30, 2022, the amount provided in this
30 subsection shall lapse.

31 **Sec.**

31 **132**

32 2021 c 334 s 133 (uncodified) is amended to read as follows:

33 **FOR THE WASHINGTON STATE LOTTERY**

34 Lottery Administrative Account—State Appropriation
35 ((\$29,759,000))

36		<u>\$30,485,000</u>
37	TOTAL APPROPRIATION.	((\$29,759,000))
38		<u>\$30,485,000</u>

1 The appropriation in this section is subject to the following
2 conditions and limitations:

3 (1) No portion of this appropriation may be used for acquisition
4 of gaming system capabilities that violate state law.

5 (2) Pursuant to RCW 67.70.040, the commission shall take such
6 action necessary to reduce retail commissions to an average of 5.1
7 percent of sales.

8 **Sec. 133 .**
9 2021 c 334 s 134 (uncodified) is amended to read as follows:

10 **FOR THE COMMISSION ON HISPANIC AFFAIRS**

11 General Fund—State Appropriation (FY 2022)	((\$443,000))
	<u>\$538,000</u>
13 General Fund—State Appropriation (FY 2023)	((\$464,000))
	<u>\$694,000</u>
15 TOTAL APPROPRIATION.	((\$907,000))
	<u>\$1,232,000</u>

17 The appropriations in this section are subject to the
18 following conditions and limitations: \$40,000 of the general fund—
19 state appropriation for fiscal year 2022 and \$160,000 of the general
20 fund—state appropriation for fiscal year 2023 are provided solely for
21 the commission to collaborate with the office of equity to engage a
22 contractor to conduct a detailed analysis of the opportunity gap for
23 Hispanic and Latinx students; develop recommendations for continuing
24 efforts to close the educational opportunity gap while meeting the
25 state's academic achievement indicators as identified in the state's
26 every student succeeds act consolidated plan; and identify
27 performance measures to monitor adequate yearly progress. The
28 contractor shall submit a study update by December 1, 2022, and
29 submit a final report by June 30, 2023, to the educational
30 opportunity gap oversight and accountability committee, the governor,
31 the superintendent of public instruction, the state board of
32 education, and the education committees of the legislature.

33 **Sec. 134 .**
34 2021 c 334 s 135 (uncodified) is amended to read as follows:

35 **FOR THE COMMISSION ON AFRICAN-AMERICAN AFFAIRS**

36 General Fund—State Appropriation (FY 2022)	((\$421,000))
	<u>\$585,000</u>

1	General Fund—State Appropriation (FY 2023)	((\$431,000))
2		<u>\$1,350,000</u>
3	TOTAL APPROPRIATION.	((\$852,000))
4		<u>\$1,935,000</u>

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

7 (1)(a) \$100,000 of the general fund—state
8 appropriation for fiscal year 2022 and \$700,000 of the general fund—
9 state appropriation for fiscal year 2023 are provided solely for the
10 commission on African American affairs to contract with a Washington
11 state based organization that focuses on the health of African
12 Americans to conduct a Black community health needs assessment. The
13 assessment must include the following activities:

14 (i) Lead and produce a statewide community assets
15 mapping project to identify institutions, providers, and
16 nongovernmental organizations that contribute to or have impact on
17 Black well-being;

18 (ii) Collect and organize Black community health needs
19 data and information; and

20 (iii) Identify priorities for additional phases of
21 work.

22 (b) By June 30, 2023, the commission shall submit a
23 report to the legislature with findings and recommended solutions
24 that will inform the structure and establishment of an African
25 American health board network.

26 (2) \$40,000 of the general fund—state appropriation
27 for fiscal year 2022 and \$160,000 of the general fund—state
28 appropriation for fiscal year 2023 are provided solely for the
29 commission to collaborate with the office of equity to engage a
30 contractor to conduct a detailed analysis of the opportunity gap for
31 African American and Black students; develop recommendations for
32 continuing efforts to close the educational opportunity gap while
33 meeting the state's academic achievement indicators as identified in
34 the state's every student succeeds act consolidated plan; and
35 identify performance measures to monitor adequate yearly progress.
36 The contractor shall submit a study update by December 1, 2022, and
37 submit a final report by June 30, 2023, to the educational
38 opportunity gap oversight and accountability committee, the governor,

1 the superintendent of public instruction, the state board of
2 education, and the education committees of the legislature.

3 **Sec. 135 .**

4 2021 c 334 s 136 (uncodified) is amended to read as follows:

5 **FOR THE DEPARTMENT OF RETIREMENT SYSTEMS—OPERATIONS**

6	<u>General Fund</u>	=	<u>State</u>
7	<u>Appropriation (FY 2023)</u>	<u>.</u>	<u>\$609,000</u>
8	Department of Retirement Systems Expense Account—		
9	State Appropriation.		((<u>\$71,462,000</u>))
10			<u>\$74,308,000</u>
11	TOTAL APPROPRIATION.		((<u>\$71,462,000</u>))
12			<u>\$74,917,000</u>

13 The appropriation in this section is subject to the following
14 conditions and limitations:

15 (1) \$6,007,000 of the department of retirement systems expense
16 account—state appropriation is provided solely for pension system
17 modernization, and is subject to the conditions, limitations, and
18 review requirements of section 701 of this act.

19 (2) \$619,000 of the department of retirement systems expense
20 account—state appropriation is provided solely for implementation of
21 Senate Bill No. 5367 (inactive retirement accounts). ~~((If the bill is
22 not enacted by June 30, 2021, the amount provided in this subsection
23 shall lapse.))~~

24 (3) \$7,000 of the department of retirement systems expense
25 account—state appropriation is provided solely for implementation of
26 Engrossed Second Substitute Senate Bill No. 5399 (universal health
27 care commission). ~~((If the bill is not enacted by June 30, 2021, the
28 amount provided in this subsection shall lapse.))~~

29 (4) \$286,000 of the department of retirement systems—state
30 appropriation is provided solely for implementation of Senate Bill
31 No. 5021 (effects of expenditure reduction). ~~((If the bill is not
32 enacted by June 30, 2021, the amount provided in this subsection
33 shall lapse.))~~

34 (5) \$48,000 of the department of retirement systems—
35 state appropriation is provided solely for implementation of Senate
36 Bill No. 5676 (PERS/TRS 1 benefit increase). If the bill is not
37 enacted by June 30, 2022, the amount provided in this subsection
38 shall lapse.

1 (6) \$82,000 of the department of retirement systems—
2 state appropriation is provided solely for implementation of House
3 Bill No. 1669 (PSERS disability benefits). If the bill is not enacted
4 by June 30, 2022, the amount provided in this subsection shall lapse.

5 (7) \$609,000 of the general fund—state appropriation
6 for fiscal year 2023 is provided solely for the department to
7 implement a Roth individual retirement plan option in the deferred
8 compensation program, including implementation of Engrossed House
9 Bill No. 1752 (deferred compensation/Roth).

10 **Sec. 136 .**

11 2021 c 334 s 137 (uncodified) is amended to read as follows:

12 **FOR THE DEPARTMENT OF REVENUE**

13	General Fund—State Appropriation (FY 2022)	
14	((\$167,182,000))	
15		<u>\$172,407,000</u>
16	General Fund—State Appropriation (FY 2023)	
17	((\$411,796,000))	
18		<u>\$415,510,000</u>
19	Timber Tax Distribution Account—State Appropriation	
20	((\$7,314,000))	
21		<u>\$7,616,000</u>
22	Business License Account—State Appropriation	
23	((\$20,335,000))	
24		<u>\$21,071,000</u>
25	Waste Reduction, Recycling, and Litter Control	
26	Account—State Appropriation.	((\$162,000))
27		<u>\$173,000</u>
28	Model Toxics Control Operating Account—State	
29	Appropriation.	((\$118,000))
30		<u>\$119,000</u>
31	Financial Services Regulation Account—State	
32	Appropriation.	\$5,000,000
33	TOTAL APPROPRIATION.	((\$611,907,000))
34		<u>\$621,896,000</u>

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

37 (1) \$1,056,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$409,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the department to implement
2 2021 revenue legislation.

3 (2) (a) \$1,303,000 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 department to facilitate a tax structure work group, initially
7 created within chapter 1, Laws of 2017 3rd sp. sess. (SSB 5883) and
8 hereby reauthorized.

9 (b) (i) Members serving on the tax structure work group as of the
10 effective date of this section may continue serving on the work
11 group. Any member not wishing to continue serving on the tax
12 structure work group must provide written notice to the work group
13 and the vacancy must be filled as provided in (c) of this subsection.

14 (ii) The work group must include the following voting members:

15 (A) The president of the senate must appoint two members from
16 each of the two largest caucuses of the senate;

17 (B) The speaker of the house of representatives must appoint two
18 members from each of the two largest caucuses of the house of
19 representatives; and

20 (C) The governor must appoint one member who represents the
21 office of the governor.

22 (iii) The work group must include the following nonvoting
23 members:

24 (A) One representative of the department of revenue;

25 (B) One representative of the association of Washington cities;
26 and

27 (C) One representative of the Washington state association of
28 counties.

29 (c) Elected officials not reelected to their respective offices
30 may be relieved of their responsibilities on the tax structure work
31 group. Vacancies on the tax structure work group must be filled
32 within 60 days of notice of the vacancy. The work group must choose a
33 chair or cochairs from among its legislative membership. The chair
34 is, or cochairs are, responsible for convening the meetings of the
35 work group no less than quarterly each year. Recommendations of the
36 work group may be approved by a simple majority vote. All work group
37 members may have a representative attend meetings of the tax
38 structure work group in lieu of the member, but voting by proxy is
39 not permitted. Staff support for the work group must be provided by
40 the department. The department may engage one or more outside

1 consultants to assist in providing support for the work group.
2 Members of the work group must serve without compensation but may be
3 reimbursed for travel expenses under RCW 44.04.120, 43.03.050, and
4 43.03.060.

5 (d) The duties of the work group are to:

6 (i) By December 1, 2019, convene no less than one meeting to
7 elect a chair, or cochairs, and conduct other business of the work
8 group;

9 (ii) By December 31, 2020, the department and technical advisory
10 group must prepare a summary report of their preliminary findings and
11 alternatives described in (f) of this subsection;

12 (iii) By May 31, 2021, the work group must:

13 (A) Hold no less than one meeting in Olympia or virtually to
14 review the preliminary findings described in (f) of this subsection.
15 At least one meeting must engage stakeholder groups, as described in
16 (e)(i) of this subsection;

17 (B) Begin to plan strategies to engage taxpayers and key
18 stakeholder groups to encourage participation in the public meetings
19 described in (f) of this subsection;

20 (C) Present the summary report described in (d)(ii) of this
21 subsection in compliance with RCW 43.01.036 to the appropriate
22 committees of the legislature;

23 (D) Be available to deliver a presentation to the appropriate
24 committees of the legislature including the elements described in
25 (e)(ii) of this subsection; and

26 (E) Finalize the logistics of the engagement strategies described
27 in (d)(iv) of this subsection;

28 (iv) After the conclusion of the 2021 legislative session, the
29 work group must:

30 (A) Hold no less than five public meetings organized by
31 geographic region (in person or online) with special consideration
32 for regional geographies throughout the state, rural areas, and
33 border communities;

34 (B) Participate in no less than 10 existing meetings of various
35 associations, community-based organizations, nonprofits, and similar
36 groups in order to engage low-income and middle-income taxpayers,
37 communities of color, senior citizens, and people with disabilities;

38 (C) Participate in no less than 10 existing meetings of various
39 business and agricultural associations, chambers of commerce, ports,
40 associate development organizations, and similar groups in order to

1 engage small, start-up, and low-margin businesses, and other
2 businesses;

3 (D) Hold no less than three listening sessions in a language
4 other than English to engage taxpayers who speak languages including,
5 but not limited to, Spanish, Vietnamese, Russian, and Somali;

6 (E) Present the findings described in (f) of this subsection and
7 alternatives to the state's current tax structure at the public
8 meetings utilizing a range of methods that account for different
9 learning styles including, but not limited to, written documents,
10 videos, animations, and graphics;

11 (F) Provide an opportunity at the public and other meetings for
12 taxpayers to engage in a conversation about the state tax structure
13 including, but not limited to, providing feedback on possible
14 recommendations for changes to the state tax structure and asking
15 questions about the report and findings and alternatives to the
16 state's current tax structure presented by the work group;

17 (G) Utilize methods to collect taxpayer feedback before, during,
18 or after the public meetings that may include, but is not limited to:
19 Small group discussions, in-person written surveys, in-person visual
20 surveys, online surveys, written testimony, and public testimony;

21 (H) Encourage legislators to inform their constituents about the
22 public meetings that occur within and near their legislative
23 districts (whether in person or online);

24 (I) Inform local elected officials about the public meetings that
25 occur within and near their communities (whether in person or
26 online);

27 (J) Summarize the feedback that taxpayers and other stakeholders
28 communicated during the public meetings and other public engagement
29 methods, and submit a final summary report, in accordance with RCW
30 43.01.036, to the appropriate committees of the legislature. This
31 report may be submitted as an appendix or update to the summary
32 report described in (d)(ii) of this subsection; and

33 (K) To the degree it is practicable, conduct analysis of the
34 current tax structure and proposed alternatives to estimate the
35 impact on taxpayers, including tax paid as a share of household
36 income for various racial and ethnic groups as reported in the most
37 current census data available, American community survey, or other
38 similar data sources;

39 (v) During the 2022 legislative session, the work group must:

1 (A) Present the findings and reports described in (d)(ii) of this
2 subsection to the appropriate committees of the legislature; and

3 (B) Be available to deliver a presentation to or participate in a
4 work session for the appropriate committees of the legislature, or
5 both;

6 (vi) Between the conclusion of the 2022 legislative session and
7 December 31, 2022, the work group is directed to finalize policy
8 recommendations and develop legislation to implement modifications to
9 the tax structure, informed by the findings described in (d)(ii) of
10 this subsection and the feedback received from taxpayers as reflected
11 in the report described in (d)(iv) of this subsection. Legislative
12 proposals recommended by the work group may not collectively result
13 in a loss of revenue to the state as compared to the November 2022
14 biennial revenue forecast published by the economic and revenue
15 forecast council. In making the recommendations, the work group must
16 be guided by the following principles for a well designed tax system:
17 Equity, adequacy, stability, and transparency;

18 (vii) During the 2023 legislative session, it is the intent of
19 the legislature to consider the proposal described in (d)(vi) of this
20 subsection;

21 (viii) If the proposal is not adopted during the 2023 legislative
22 session, the work group is directed to host no less than three public
23 meetings to collect feedback on the legislation proposed in the 2023
24 session, and may also collect feedback on other proposals under
25 consideration by the work group, subject to the availability of funds
26 in the 2023-2025 biennial budget. The work group is directed to
27 modify the proposal to address the feedback collected during the
28 public meetings;

29 (ix) During the 2024 legislative session, it is the intent of the
30 legislature to consider the modified proposal described in (d)(iv) of
31 this subsection; and

32 (x) By December 31, 2024, subject to the availability of funds in
33 the 2023-2025 biennial budget, the work group is directed to submit a
34 final report that is a compilation of all other reports previously
35 submitted since July 1, 2019, and may include additional content to
36 summarize final activities of the tax structure work group and
37 related legislation, in compliance with RCW 43.01.036, to the
38 appropriate committees of the legislature.

1 (e) (i) The stakeholder groups referenced by (d) (iii) (A) of this
2 subsection must include, at a minimum, organizations and individuals
3 representing the following:

4 (A) Small, start-up, or low-margin business owners and employees
5 or associations expressly dedicated to representing these businesses,
6 or both; and

7 (B) Individual taxpayers with income at or below 100 percent of
8 area median income in their county of residence or organizations
9 expressly dedicated to representing low-income and middle-income
10 taxpayers, or both;

11 (ii) The presentation referenced in (d) (iii) (D) of this
12 subsection must include the following elements:

13 (A) The findings and alternatives included in the summary report
14 described in (d) (ii) of this subsection; and

15 (B) The preliminary plan to engage taxpayers directly in a robust
16 conversation about the state's tax structure, including presenting
17 the findings described in (f) of this subsection and alternatives to
18 the state's current tax structure, and collecting feedback to inform
19 development of recommendations.

20 (f) The duties of the department, with assistance of one or more
21 technical advisory groups, are to:

22 (i) With respect to the final report of findings and alternatives
23 submitted by the Washington state tax structure study committee to
24 the legislature under section 138, chapter 7, Laws of 2001 2nd sp.
25 sess.:

26 (A) Update the data and research that informed the
27 recommendations and other analysis contained in the final report;

28 (B) Estimate how much revenue all the revenue replacement
29 alternatives recommended in the final report would have generated for
30 the 2017-2019 fiscal biennium if the state had implemented the
31 alternatives on January 1, 2003;

32 (C) Estimate the tax rates necessary to implement all recommended
33 revenue replacement alternatives in order to achieve the revenues
34 generated during the 2017-2019 fiscal biennium as reported by the
35 economic and revenue forecast council;

36 (D) Estimate the impact on taxpayers, including tax paid as a
37 share of household income for various income levels, and tax paid as
38 a share of total business revenue for various business activities,
39 for (f) (i) (B) and (C) of this subsection; and

1 (E) Estimate how much revenue would have been generated in the
2 2017-2019 fiscal biennium if the incremental revenue alternatives
3 recommended in the final report would have been implemented on
4 January 1, 2003, excluding any recommendations implemented before May
5 21, 2019;

6 (ii) With respect to the recommendations in the final report of
7 the 2018 tax structure work group:

8 (A) Conduct economic modeling or comparable analysis of replacing
9 the business and occupation tax with an alternative, such as
10 corporate income tax or margins tax, and estimate the impact on
11 taxpayers, such as tax paid as a share of total business revenue for
12 various business activities, assuming the same revenues generated by
13 business and occupation taxes during the 2017-2019 fiscal biennium as
14 reported by the economic and revenue forecast council; and

15 (B) Estimate how much revenue would have been generated for the
16 2017-2019 fiscal biennium if the one percent revenue growth limit on
17 regular property taxes was replaced with a limit based on population
18 growth and inflation if the state had implemented this policy on
19 January 1, 2003;

20 (iii) Analyze our economic competitiveness with border states:

21 (A) Estimate the revenues that would have been generated during
22 the 2017-2019 fiscal biennium, had Washington adopted the tax
23 structure of those states, assuming the economic tax base for the
24 2017-2019 fiscal biennium as reported by the economic and revenue
25 forecast council; and

26 (B) Estimate the impact on taxpayers, including tax paid as a
27 share of household income for various income levels, and tax paid as
28 a share of total business revenue for various business activities for
29 (f)(iii)(A) of this subsection;

30 (iv) Analyze our economic competitiveness in the context of a
31 national and global economy, provide comparisons of the effective
32 state and local tax rate of the tax structure during the 2017-2019
33 fiscal biennium and various alternatives under consideration, as they
34 compare to other states and the federal government, as well as
35 consider implications of recent changes to federal tax law;

36 (v) Conduct, to the degree it is practicable, tax incidence
37 analysis of the various alternatives under consideration to account
38 for the impacts of tax shifting, such as business taxes passed along
39 to consumers and property taxes passed along to renters;

1 (vi) Present findings and alternatives, to the degree it is
2 practicable, by geographic area, in addition to statewide; and

3 (vii) Conduct other analysis as directed by the work group.

4 (3) \$292,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$162,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for the implementation of
7 chapter 4, Laws of 2021 (SHB 1095) (emergency assistance/tax).

8 (4) \$212,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$33,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for implementation of Engrossed
11 Second Substitute House Bill No. 1477 (national 988 system). (~~If the
12 bill is not enacted by June 30, 2021, the amounts provided in this
13 subsection shall lapse.~~)

14 (5) \$213,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$55,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for the implementation of Second
17 Substitute Senate Bill No. 5000 (hydrogen/electric vehicles). (~~If
18 the bill is not enacted by June 30, 2021, the amounts provided in
19 this subsection shall lapse.~~)

20 (6) \$2,489,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$4,189,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for the implementation of
23 Engrossed Substitute Senate Bill No. 5096 (capital gains tax). (~~If
24 the bill is not enacted by June 30, 2021, the amounts provided in
25 this subsection shall lapse.~~)

26 (7) \$100,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$11,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for the implementation of
29 Engrossed Senate Bill No. 5220 (salmon recovery grants/tax). (~~If the
30 bill is not enacted by June 30, 2021, the amounts provided in this
31 subsection shall lapse.~~)

32 (8) \$7,000 of the general fund—state appropriation for fiscal
33 year 2022 is provided solely for the implementation of Engrossed
34 Substitute Senate Bill No. 5251 (tax and revenue laws). (~~If the bill
35 is not enacted by June 30, 2021, the amount provided in this
36 subsection shall lapse.~~)

37 (9) \$115,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$44,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for the implementation of Second

1 Substitute Senate Bill No. 5396 (farmworker housing/tax). (~~If the~~
2 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
3 ~~subsection shall lapse.~~)

4 (10) \$97,000 of the general fund—state appropriation for fiscal
5 year 2022 is provided solely for implementation of Engrossed Second
6 Substitute House Bill No. 1480 (liquor licensee privileges). (~~If the~~
7 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
8 ~~subsection shall lapse.~~)

9 (11) \$4,000 of the general fund—state appropriation for fiscal
10 year 2022 is provided solely for the implementation of Engrossed
11 Senate Bill No. 5454 (prop. tax/natural disasters). (~~If the bill is~~
12 ~~not enacted by June 30, 2021, the amount provided in this subsection~~
13 ~~shall lapse.~~)

14 (12) (~~(\$5,467,000)~~) \$5,567,000 of the general fund—state
15 appropriation for fiscal year 2022 and (~~(\$255,513,000)~~) \$245,997,000
16 of the general fund—state appropriation for fiscal year 2023 are
17 provided solely for implementation of Engrossed Substitute House Bill
18 No. 1297 (working families tax exempt.). (~~If the bill is not enacted~~
19 ~~by June 30, 2021, the amounts provided in this subsection shall~~
20 ~~lapse.~~) Of the total amounts provided in this subsection:

21 (a) (~~(\$5,467,000)~~) \$5,567,000 of the general fund—state
22 appropriation for fiscal year 2022 and (~~(\$13,513,000)~~) \$13,997,000 of
23 the general fund—state appropriation for fiscal year 2023 are
24 provided solely for administration of the working families tax
25 exemption program; and

26 (b) (~~(\$242,000,000)~~) \$232,000,000 of the general fund—state
27 appropriation for fiscal year 2023 is provided solely for remittances
28 under the working families tax exemption program.

29 (13) From within the department's administrative
30 expenditures from the unclaimed personal property account, the
31 department must provide a report by December 1, 2022, to the governor
32 and the legislature on the unclaimed property program. The report
33 must include:

34 (a) Annual data for the years 2012 through 2022, that
35 includes:

36 (i) The number of items of unclaimed property received
37 by the program and the number of holders of unclaimed property who
38 submitted items to the program; and

1 (ii) The top 10 holders who submitted unclaimed
2 property and the percentage of those holders' submissions that have
3 been subsequently claimed;

4 (b) Historic data since the inception of the program
5 that shows:

6 (i) The cumulative number of all unclaimed property
7 items and the aggregate, median, and mean value of those items at the
8 end of each calendar year;

9 (ii) The annual number of unclaimed property items
10 valued at less than \$75 and the percentage of these items for which
11 the department made contact with a claimant that year; and

12 (iii) The annual number of direct mail contacts to
13 prospective claimants made by the department and the resulting number
14 of claims made within the following three months; and

15 (c) Customer service data for the period of December
16 1, 2020, through December 1, 2022, that includes:

17 (i) The average length of time between a claim was
18 filed and when it was paid;

19 (ii) The number and percentage of claims initiated
20 online but not able to be paid to the claimant and the reasons, by
21 percentage, for the failure to successfully pay the claim; and

22 (iii) The monthly website traffic for the unclaimed
23 property website.

24 (14) \$500,000 of the general fund—state appropriation
25 for fiscal year 2022 and \$1,000,000 of the general fund—state
26 appropriation for fiscal year 2023 are provided solely for the
27 department to implement 2022 revenue legislation. Funding in this
28 subsection is sufficient to implement legislation for which the
29 department has administrative costs.

30 (15) \$146,000 of the general fund—state appropriation
31 for fiscal year 2023 is provided solely for implementation of
32 Substitute House Bill No. 2076 (transp. network companies). If the
33 bill is not enacted by June 30, 2022, the amount provided in this
34 subsection shall lapse.

35 (16) \$108,000 of the general fund—state appropriation
36 for fiscal year 2022 and \$157,000 of the general fund—state
37 appropriation for fiscal year 2023 are provided solely to implement
38 Engrossed Second Substitute House Bill No. 1015 (equitable access to

1 credit). If the bill is not enacted by June 30, 2022, the amounts
2 provided in this subsection shall lapse.

3 (17) \$141,000 of the general fund—state appropriation
4 for fiscal year 2022 and \$190,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely to implement
6 Engrossed Substitute House Bill No. 1643 (affordable housing/REET).
7 If the bill is not enacted by June 30, 2022, the amounts provided in
8 this subsection shall lapse.

9 (18) \$197,000 of the general fund—state appropriation
10 for fiscal year 2022 and \$245,000 of the general fund—state
11 appropriation for fiscal year 2023 are provided solely to implement
12 Engrossed Substitute House Bill No. 1846 (data centers tax
13 preference). If the bill is not enacted by June 30, 2022, the amounts
14 provided in this subsection shall lapse.

15 (19) \$433,000 of the general fund—state appropriation
16 for fiscal year 2023 is provided solely to implement 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) \$617,000 of the general fund—state appropriation
21 for fiscal year 2023 is provided solely for the agency to relocate
22 staff in the Bothell office to a more affordable location that has a
23 lower lease cost than the current facility.

24 (21) \$68,000 of the general fund—state appropriation
25 for fiscal year 2022 and \$10,000 of the general fund—state
26 appropriation for fiscal year 2023 are provided solely for
27 implementation of Senate Bill No. 5983 (cannabinoid regulations). If
28 the bill is not enacted by June 30, 2022, the amounts provided in
29 this subsection shall lapse.

30 (22) \$189,000 of the general fund—state appropriation
31 for fiscal year 2023 is provided solely to implement Engrossed
32 Substitute Senate Bill No. 5980 (B&O tax credits). If the bill is not
33 enacted by June 30, 2022, the amount provided in this subsection
34 shall lapse.

35 **Sec.**

137

36 2021 c 334 s 138 (uncodified) is amended to read as follows:

37 **FOR THE BOARD OF TAX APPEALS**

2021 c 334 s 140 (uncodified) is amended to read as follows:

FOR THE INSURANCE COMMISSIONER

General Fund—Federal Appropriation.	((\$4,633,000))
	<u>\$4,672,000</u>
Insurance Commissioner's Regulatory Account—State Appropriation.	((\$66,336,000))
	<u>\$70,706,000</u>
Insurance Commissioner's Fraud Account—State Appropriation.	((\$3,603,000))
	<u>\$3,651,000</u>
TOTAL APPROPRIATION.	((\$74,572,000))
	<u>\$79,029,000</u>

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

(1) \$234,000 of the insurance commissioner's regulatory account—state appropriation is provided solely to implement Second Substitute Senate Bill No. 5315 (captive insurance). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

(2) \$64,000 of the insurance commissioner's regulatory account—state appropriation is provided solely to implement Second Substitute Senate Bill No. 5313 (health ins. discrimination). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

(3) \$24,000 of the insurance commissioner's regulatory account—state appropriation is provided solely to implement Engrossed Second Substitute Senate Bill No. 5399 (universal health care commission). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

(4) \$3,000 of the insurance commissioner's regulatory account—state appropriation is provided solely to implement Engrossed Second Substitute Senate Bill No. 5377 (standardized health plans). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

(5) \$649,000 of the insurance commissioner's regulatory account—state appropriation is provided solely to implement Engrossed Substitute House Bill No. 1196 (audio-only telemedicine). ((If the

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

3 (6) \$83,000 of the insurance commissioner's regulatory account—
4 state appropriation is provided solely to implement Substitute Senate
5 Bill No. 5003 (living donor act). ~~((If the bill is not enacted by~~
6 ~~June 30, 2021, the amount provided in this subsection shall lapse.))~~

7 (7) (a) \$75,000 of the insurance commissioner's regulatory account
8 —state appropriation is provided solely for a service utilization,
9 cost, and implementation analysis of requiring coverage for the
10 hearing instruments benefit described in House Bill No. 1047 (hearing
11 instruments/children) for children who are 18 years of age or younger
12 and for children and adults.

13 (b) The commissioner must contract with one or more consultants
14 to:

15 (i) Obtain projected utilization and cost data from Washington
16 state health carriers for health plans, as defined in RCW 48.43.005,
17 to provide an estimate of aggregate statewide utilization and cost
18 impacts of the coverage described in House Bill No. 1047 (hearing
19 instruments/children) separately for children who are 18 years of age
20 or younger and for children and adults, expressed as total annual
21 cost and as a per member per month cost;

22 (ii) Assess the impact of federal and state health care
23 nondiscrimination laws on the scope of the benefit described in House
24 Bill No. 1047 (hearing instruments/children); and

25 (iii) Provide recommendations for distributing state payments to
26 defray the cost of the benefit coverage described in House Bill No.
27 1047 (hearing instruments/children) for health carriers.

28 (c) The commissioner must report the findings of the analysis to
29 the appropriate committees of the legislature by December 15, 2021.

30 (8) (a) \$200,000 of the insurance commissioner's
31 regulatory account—state appropriation is provided solely for the
32 commissioner, in consultation with the health care authority, to
33 complete an analysis of the cost to implement a fertility treatment
34 benefit as described in the department of health's December 2021
35 mandated benefit sunrise review.

36 (b) The commissioner must contract with one or more
37 consultants to obtain utilization and cost data from Washington state
38 health carriers, as defined in RCW 48.43.005, necessary to provide an

1 estimate of the fiscal impact of providing a fertility treatment
2 benefit for the commercial health plan market.

3 (c) The analysis must include, but is not limited to,
4 a utilization and cost analysis of each of the following services:

- 5 (i) Infertility diagnosis;
- 6 (ii) Fertility medications;
- 7 (iii) Intrauterine insemination;
- 8 (iv) In vitro fertilization; and
- 9 (v) Egg freezing.

10 (d) The report should include projected costs
11 expressed both as total annual costs and per member per month costs
12 for plan years 2024 through 2027.

13 (e) The commissioner must report the findings of the
14 analysis to the governor and appropriate committees of the
15 legislature by June 30, 2023.

16 (9) (a) \$200,000 of the insurance commissioner's
17 regulatory account—state appropriation is provided solely for a
18 contract for an actuarial study to assess options for enhancing
19 consumer protections, expanding access to coverage, and accompanying
20 regulations regarding medicare supplemental insurance as defined in
21 RCW 48.66.020. The study shall evaluate, but is not limited to, the
22 following:

23 (i) For at least the most recent three years for which
24 data is available, the total number of Washington state residents
25 enrolled in medicare, broken down by those who are enrolled in:

- 26 (A) Traditional medicare fee-for-service only;
- 27 (B) Medicare supplemental insurance plans;
- 28 (C) Medicare advantage plans; and

29 (D) Medicaid and will turn age 65 during the public
30 health emergency with respect to the coronavirus disease 2019
31 (COVID-19);

32 (ii) A demographic breakdown of the age, gender,
33 racial, ethnic, and geographic characteristics of the individuals
34 listed in (a)(i) of this subsection. For those younger than age 65,
35 the breakdown should separate those eligible as a result of
36 disability and end-stage renal disease status. The commissioner may
37 include additional demographic factors;

38 (iii) The estimated impact on premiums, enrollment,
39 and increased access for individuals listed in (a)(i)(A) and (B) of
40 this subsection if the state were to have an annual open enrollment

1 period during which medicare supplemental insurance was guaranteed
2 issue, including separate estimates for expanding coverage to include
3 those eligible for medicare and younger than age 65;

4 (iv) The estimated impact on premiums, enrollment, and
5 increased access for individuals in (a)(i)(A) and (B) of this
6 subsection if medicare supplemental insurance was guaranteed issue
7 throughout the year, including separate estimates for expanding
8 coverage to include those eligible for medicare and younger than age
9 65;

10 (v) The net cost impact to consumers and any other
11 affected parties of the options outlined in (a)(iii) and (iv) of this
12 subsection;

13 (vi) An analysis of other factors that impact access
14 and premiums for medicare-eligible individuals; and

15 (vii) A review of medicare supplemental insurance
16 policy protections in other states and their impact on premiums and
17 enrollment in these policies.

18 (b) By November 15, 2022, the insurance commissioner
19 shall submit a report to the appropriate committees of the
20 legislature with the findings of the study.

21 (c) The contract recipient for the actuarial study
22 must have:

23 (i) A comprehensive view of the medicare supplement
24 industry and industry expertise developed from:

25 (A) Consulting for a diverse group of medicare
26 supplement stakeholders; and

27 (B) Working directly for insurers issuing medicare
28 supplemental plans; and

29 (ii) Access to data and expertise necessary to support
30 the study and alternative projections.

31 (10) \$250,000 of the insurance commissioner's
32 regulatory account—state appropriation is provided solely for the
33 commissioner to contract for an assessment of federal and state
34 authorities to provide recommendations on creating a legal framework
35 within which continuing care retirement community products under
36 chapter 18.390 RCW may achieve heightened consumer protections
37 through shared regulatory oversight by the office of the insurance
38 commissioner. The commissioner must submit a report on the assessment
39 and recommendations to the health care committees of the legislature
40 by December 1, 2022.

1 (11) \$218,000 of the insurance commissioner's
2 regulatory account—state appropriation is provided solely to
3 implement Engrossed Substitute House Bill No. 1821 (telemedicine/
4 relationship). If the bill is not enacted by June 30, 2022, the
5 amount provided in this subsection shall lapse.

6 (12) \$442,000 of the insurance commissioner's
7 regulatory account—state appropriation is provided solely to
8 implement Engrossed Second Substitute House Bill No. 1688 (out-of-
9 network health care). If the bill is not enacted by June 30, 2022,
10 the amount provided in this subsection shall lapse.

11 (13) \$43,000 of the insurance commissioner's
12 regulatory account—state appropriation is provided solely to
13 implement Substitute House Bill No. 1389 (peer-to-peer vehicle
14 sharing). If the bill is not enacted by June 30, 2022, the amount
15 provided in this subsection shall lapse.

16 (14) \$24,000 of the insurance commissioner's
17 regulatory account—state appropriation is provided solely to
18 implement House Bill No. 1651 (postpartum contraception). If the bill
19 is not enacted by June 30, 2022, the amount provided in this
20 subsection shall lapse.

21 (15)(a) \$100,000 of the insurance commissioner's
22 regulatory account—state appropriation is provided solely for the
23 commissioner to coordinate with the utilities and transportation
24 commission to jointly study the issue of utility liability insurance
25 and report findings to the governor and the appropriate committees of
26 the legislature by June 1, 2023.

27 (b) The study shall:

28 (i) Review the availability and cost of liability
29 insurance for electric utilities;

30 (ii) Identify obstacles to electric utility access to
31 liability insurance, including market conditions as well as legal and
32 regulatory requirements;

33 (iii) Evaluate financial risk to electric utilities,
34 ratepayers, property owners, and others that exists as a result of
35 the increased cost of insurance or in the event electric utilities
36 are underinsured as a result of a lack of access to coverage; and

37 (iv) Make policy recommendations to improve access to
38 liability insurance coverage for electric utilities.

1 The appropriation in this section is subject to the following
2 conditions and limitations:

3 (1) \$4,464,000 of the state investment board expense account—
4 state appropriation is provided solely for investment data software,
5 and is subject to the conditions, limitations, and review
6 requirements of section 701 of this act.

7 (2) During the 2021-2023 fiscal biennium, the Washington state
8 investment board shall provide the law enforcement officers' and
9 firefighters' plan 2 retirement board use of the investment board
10 main conference room. The law enforcement officers' and firefighters'
11 plan 2 retirement board must be allowed to use the board room for at
12 least five hours on one day per month during regular business hours.
13 Any additional direct costs incurred by the investment board due
14 solely to the use of the conference room by the retirement board may
15 be reimbursed by the law enforcement officers' and firefighters' plan
16 2 retirement board, consistent with any investment board policies on
17 reimbursement for this facility applied to other major clients and
18 investment partners.

19 **Sec. 141 .**

20 2021 c 334 s 142 (uncodified) is amended to read as follows:

21 **FOR THE LIQUOR AND CANNABIS BOARD**

22	General Fund—State Appropriation (FY 2022)	((\$388,000))
23		<u>\$407,000</u>
24	General Fund—State Appropriation (FY 2023)	((\$417,000))
25		<u>\$1,612,000</u>
26	General Fund—Federal Appropriation. . .	((\$3,013,000))
27		<u>\$3,083,000</u>
28	General Fund—Private/Local Appropriation.	\$75,000
29	Dedicated Marijuana Account—State Appropriation	
30	(FY 2022).	((\$11,575,000))
31		<u>\$11,846,000</u>
32	Dedicated Marijuana Account—State Appropriation	
33	(FY 2023).	((\$11,608,000))
34		<u>\$12,500,000</u>
35	Liquor Revolving Account—State Appropriation	
36	((\$82,347,000))	
37		<u>\$100,265,000</u>
38	TOTAL APPROPRIATION.	((\$109,423,000))

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

(1) The liquor and cannabis board may require electronic payment of the ~~((marijuana))~~cannabis excise tax levied by RCW 69.50.535. The liquor and cannabis board may allow a waiver to the electronic payment requirement for good cause as provided by rule.

(2) Of the liquor revolving account—state appropriation, ~~(((\$4,939,000 for fiscal year 2022 and \$2,065,000 for fiscal year 2023 are))~~\$20,754,000 is provided solely for the modernization of regulatory systems and are subject to the conditions, limitations, and review requirements of section 701 of this act.

(3) \$1,441,000 of the liquor revolving account—state appropriation is provided solely for the implementation of chapter 48, Laws of 2021 (E2SHB 1480) (liquor licensee privileges).

(4) \$58,000 of the liquor revolving account—state appropriation is provided solely for the implementation of chapter 6, Laws of 2021 (ESSB 5272) (liquor & cannabis board fees).

(5) \$38,000 of the dedicated marijuana account—state appropriation for fiscal year 2022 is provided solely to implement Engrossed Substitute House Bill No. 1443 (cannabis industry/equity). ~~((If the bill is not enacted by June 30, 2021, the amount provided in this section shall lapse.))~~

(6) \$316,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for implementing House Bill No. 1859 (cannabis analysis labs). If the bill is not enacted by June 30, 2022, the amount provided in this subsection shall lapse.

(7) \$20,000 of the dedicated marijuana account—state appropriation for fiscal year 2023 is provided solely for implementing Second Substitute House Bill No. 1210 (cannabis terminology). If the bill is not enacted by June 30, 2022, the amount provided in this subsection shall lapse.

(8) The appropriations in this section include sufficient funding for implementation of Third Substitute House Bill No. 1359 (liquor license fees).

(9) \$500,000 of the general fund — state appropriation for fiscal year 2023 is provided solely for the board, in consultation with the office of equity and community organizations, to select a third-party

1 contractor to prioritize applicants in the cannabis social equity
2 program under RCW 69.50.335.

3 (10) \$11,000 of the general fund—state appropriation
4 for fiscal year 2023 is provided solely for implementation of
5 Engrossed Substitute Senate Bill No. 5004 (medical marijuana tax
6 exemption). If the bill is not enacted by June 30, 2022, the amount
7 provided in this subsection shall lapse.

8 (11) \$324,000 of the general fund—state appropriation
9 for fiscal year 2023 and \$1,331,000 of the liquor revolving account—
10 state appropriation are provided solely for implementing Substitute
11 Senate Bill No. 5983 (cannabinoid regulation). If the bill is not
12 enacted by June 30, 2022, the amounts provided in this subsection
13 shall lapse.

14 (12) \$27,000 of the liquor revolving account—state
15 appropriation is provided solely for implementation of Senate Bill
16 No. 5940 (liquor licenses). If the bill is not enacted by June 30,
17 2022, the amount provided in this subsection shall lapse.

18 (13) \$123,000 of the dedicated marijuana account—state
19 appropriation for fiscal year 2023 is provided solely for
20 implementation of Engrossed Second Substitute Senate Bill No. 5796
21 (dedicated cannabis distributions).

22 **Sec. 142 .**

23 2021 c 334 s 143 (uncodified) is amended to read as follows:

24 **FOR THE UTILITIES AND TRANSPORTATION COMMISSION**

25	General Fund—State Appropriation (FY 2022)	((\$251,000))
26		<u>\$515,000</u>
27	General Fund—State Appropriation (FY 2023)	((\$199,000))
28		<u>\$1,502,000</u>
29	General Fund—Private/Local Appropriation	
30	((\$16,591,000))	
31		<u>\$8,564,000</u>
32	Public Service Revolving Account—State Appropriation	
33	((\$42,430,000))	
34		<u>\$44,196,000</u>
35	Public Service Revolving Account—Federal	
36	Appropriation.	\$100,000
37	Pipeline Safety Account—State Appropriation	
38	((\$3,435,000))	

1		<u>\$3,593,000</u>
2	Pipeline Safety Account—Federal Appropriation	
3	((\$3,140,000))	
4		<u>\$3,241,000</u>
5	TOTAL APPROPRIATION.	((\$66,146,000))
6		<u>\$61,711,000</u>

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

9 (1) Up to \$800,000 of the public service revolving account—state
10 appropriation in this section is for the utilities and transportation
11 commission to supplement funds committed by a telecommunications
12 company to expand rural broadband service on behalf of an eligible
13 governmental entity. The amount in this subsection represents
14 payments collected by the utilities and transportation commission
15 pursuant to the Qwest performance assurance plan.

16 (2) \$137,000 of the public service revolving account—state
17 appropriation is provided solely for the implementation of Engrossed
18 Second Substitute Senate Bill No. 5126 (climate commitment act). (~~If~~
19 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
20 ~~subsection shall lapse.~~)

21 (3) \$179,000 of the public service revolving account—state
22 appropriation is provided solely for the implementation of Engrossed
23 Substitute Senate Bill No. 5295 (gas & electric rates). (~~If the bill~~
24 ~~is not enacted by June 30, 2021, the amount provided in this~~
25 ~~subsection shall lapse.~~)

26 (4)(a) \$251,000 of the general fund—state appropriation for
27 fiscal year 2022 and \$199,000 of the general fund—state appropriation
28 for fiscal year 2023 are provided solely for the commission to
29 examine feasible and practical pathways for investor-owned electric
30 and natural gas utilities to contribute their share to greenhouse gas
31 emissions reductions as described in RCW 70A.45.020, and the impacts
32 of energy decarbonization on residential and commercial customers and
33 the electrical and natural gas utilities that serve them.

34 (b) The examination required in (a) of this subsection must
35 identify and consider:

- 36 (i) How natural gas utilities can decarbonize;
- 37 (ii) The impacts of increased electrification on the ability of
- 38 electric utilities to deliver services to current natural gas
- 39 customers reliably and affordably;

1 (iii) The ability of electric utilities to procure and deliver
2 electric power to reliably meet that load;

3 (iv) The impact on regional electric system resource adequacy,
4 and the transmission and distribution infrastructure requirements for
5 such a transition;

6 (v) The costs and benefits to residential and commercial
7 customers, including environmental, health, and economic benefits;

8 (vi) Equity considerations and impacts to low-income customers
9 and highly impacted communities; and

10 (vii) Potential regulatory policy changes to facilitate
11 decarbonization of the services that gas companies provide while
12 ensuring customer rates are fair, just, reasonable, and sufficient.

13 (c) The commission may require data and analysis from investor-
14 owned natural gas and electric utilities, and consumer owned
15 utilities may submit data to the commission to inform the
16 investigation. The results of the examination must be reported to the
17 appropriate legislative committees by June 1, 2023.

18 (5) \$76,000 of the public service revolving account—state
19 appropriation is provided solely to implement Engrossed Third
20 Substitute House Bill No. 1091 (transportation fuel/carbon). (~~If the
21 bill is not enacted by June 30, 2021, the amounts provided in this
22 subsection shall lapse.~~)

23 (6) \$36,000 of the public service revolving account—state
24 appropriation is provided solely for the implementation of Substitute
25 House Bill No. 1114 (urban heat island mitigation). (~~If the bill is
26 not enacted by June 30, 2021, the amount provided in this subsection
27 shall lapse.~~)

28 (7) \$667,000 of the general fund—state appropriation
29 for fiscal year 2023 is provided solely for implementation of
30 Engrossed Second Substitute House Bill No. 1723 (digital equity act).
31 If the bill is not enacted by June 30, 2022, the amount provided in
32 this subsection shall lapse.

33 (8) \$50,000 of the general fund—state appropriation
34 for fiscal year 2023 is provided solely for the commission to
35 coordinate with the office of the insurance commissioner to study the
36 issue of utility liability insurance and report its findings to the
37 governor and the appropriate committees of the legislature by June 1,
38 2023.

1 (9) \$68,000 of the public service revolving account—
2 state appropriation is provided solely for implementation of
3 Engrossed Substitute Senate Bill No. 5974 (transportation resources).
4 If the bill is not enacted by June 30, 2022, the amount provided in
5 this subsection shall lapse.

6 (10) \$92,000 of the general fund—state appropriation
7 for fiscal year 2023 is provided solely for implementation of
8 Substitute Senate Bill No. 5678 (energy project orders). If the bill
9 is not enacted by June 30, 2022, the amount provided in this
10 subsection shall lapse.

11 (11) \$358,000 of the general fund—state appropriation
12 for fiscal year 2023 and \$56,000 of the pipeline safety account—state
13 appropriation are provided solely for implementation of Substitute
14 Senate Bill No. 5910 (hydrogen). If the bill is not enacted by June
15 30, 2022, the amounts provided in this subsection shall lapse.

16	Sec.	143	.
17	2021 c 334 s 144 (uncodified) is amended to read as follows:		
18	FOR THE MILITARY DEPARTMENT		
19	General Fund—State Appropriation (FY 2022)		
20	((\$10,500,000))		
21			<u>\$10,422,000</u>
22	General Fund—State Appropriation (FY 2023)		
23	((\$9,502,000))		
24			<u>\$13,291,000</u>
25	General Fund—Federal Appropriation. .		(((\$120,157,000))
26			<u>\$132,559,000</u>
27	Enhanced 911 Account—State Appropriation		
28	((\$53,834,000))		
29			<u>\$54,034,000</u>
30	Disaster Response Account—State Appropriation		
31	((\$42,370,000))		
32			<u>\$75,553,000</u>
33	Disaster Response Account—Federal Appropriation		
34	((\$920,106,000))		
35			<u>\$1,068,847,000</u>
36	Military Department Rent and Lease Account—State		
37	Appropriation.		(((\$994,000))
38			<u>\$1,000,000</u>

1	Military Department Active State Service Account—	
2	State Appropriation.	\$400,000
3	Oil Spill Prevention Account—State Appropriation.	\$1,040,000
4	Worker and Community Right to Know Fund—State	
5	Appropriation.	((\$1,832,000))
6		<u>\$1,919,000</u>
7	TOTAL APPROPRIATION.	((\$1,160,735,000))
8		<u>\$1,359,065,000</u>

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

11 (1) The military department shall submit a report to the office
12 of financial management and the legislative fiscal committees by
13 February 1st and October 31st of each year detailing information on
14 the disaster response account, including: (a) The amount and type of
15 deposits into the account; (b) the current available fund balance as
16 of the reporting date; and (c) the projected fund balance at the end
17 of the 2021-2023 biennium based on current revenue and expenditure
18 patterns.

19 (2) \$40,000,000 of the general fund—federal appropriation is
20 provided solely for homeland security, subject to the following
21 conditions: Any communications equipment purchased by local
22 jurisdictions or state agencies shall be consistent with standards
23 set by the Washington state interoperability executive committee.

24 (3) \$11,000,000 of the enhanced 911 account—state appropriation
25 is provided solely for financial assistance to counties.

26 (4) \$784,000 of the disaster response account—state appropriation
27 is provided solely for fire suppression training, equipment, and
28 supporting costs to national guard soldiers and airmen.

29 (5) \$200,000 of the military department rental and lease account—
30 state appropriation is provided solely for maintenance staff.

31 (6) (~~(\$1,000,000)~~) \$300,000 of the general fund—state
32 appropriation for fiscal year 2022 (~~(is)~~) and \$700,000 of the disaster
33 response account—state appropriation are provided solely for grants
34 to assist eligible individuals and families with the purchase of
35 household appliances, home repair, and home replacement including
36 construction, building materials, site preparation, and permitting
37 fees. The maximum grant to an eligible individual or household is
38 \$2,500. Grants will be awarded on a first-come, first-serve basis
39 subject to availability of amounts provided in this subsection. For

1 purposes of this subsection, "household appliance" means a machine
2 that assists with household functions such as cooking, cleaning and
3 food preservation. To be eligible, an individual or family must:

4 (a) Be a resident of Douglas, Okanogan, Pierce, or Whitman
5 county;

6 (b) Have suffered damage to their home or was displaced from a
7 rental unit used as their primary residence due to a wildfire
8 occurring in fiscal year 2021;

9 (c) Not have or have inadequate private insurance to cover the
10 cost of household appliance replacement;

11 (d) Not qualify for individual assistance through the federal
12 emergency management agency; and

13 (e) Meet one of the following criteria:

14 (i) Is disabled;

15 (ii) Has a household income equal to or less than 80 percent of
16 county median household income;

17 (iii) The home qualified for the property tax exemption program
18 in RCW 84.36.379 through 84.36.389; or

19 (iv) The home qualified for the property tax deferral program in
20 chapter 84.38 RCW.

21 (7) \$2,136,000 of the general fund—federal appropriation (ARPA)
22 is provided solely for the department to administer the emergency
23 management performance grants according to federal laws and
24 guidelines.

25 (8) \$3,808,000 of the disaster response account—state
26 appropriation and \$46,039,000 of the disaster response account—
27 federal appropriation are provided solely for agency costs for
28 acquiring personal protective equipment as listed in LEAP omnibus
29 document 2021-FEMA PPE, dated April 24, 2021. The department must
30 coordinate with the agencies who have costs listed in LEAP omnibus
31 document 2021-FEMA PPE, dated April 24, 2021, to ensure application
32 to the federal emergency management agency for reimbursement.

33 (9) (a) \$251,000 of the general fund—state appropriation for
34 fiscal year 2022 and (~~(\$250,000)~~) \$775,000 of the general fund—state
35 appropriation for fiscal year 2023 are provided solely for the
36 military department to facilitate a task force to conduct a
37 comprehensive after-action review of the statewide pandemic response
38 and recovery.

39 (b) The task force is composed of the following members:

- 1 (i) One member from each of the two largest caucuses of the
2 senate, appointed by the president of the senate;
- 3 (ii) One member from each of the two largest caucuses of the
4 house of representatives, appointed by the speaker of the house of
5 representatives;
- 6 (iii) The secretary of the department of health, or the
7 secretary's designee;
- 8 (iv) The adjutant general of the military department, or the
9 adjutant general's designee;
- 10 (v) The commissioner of the employment security department, or
11 the commissioner's designee;
- 12 (vi) The director of the department of financial institutions, or
13 the director's designee;
- 14 (vii) The insurance commissioner, or the commissioner's designee;
- 15 (viii) The secretary of the department of social and health
16 services, or the secretary's designee;
- 17 (ix) The superintendent of public instruction, or the
18 superintendent's designee;
- 19 (x) The director of the department of labor and industries, or
20 the director's designee;
- 21 (xi) The director of the department of commerce, or the
22 director's designee;
- 23 (xii) The director of the department of enterprise services, or
24 the director's designee;
- 25 (xiii) The secretary of the department of transportation, or the
26 secretary's designee;
- 27 (xiv) The director of the department of licensing, or the
28 director's designee;
- 29 (xv) The director of the office of financial management, or the
30 director's designee;
- 31 (xvi) The director of the health care authority, or the
32 director's designee;
- 33 (xvii) The executive director of the pharmacy quality assurance
34 commission, or the executive director's designee;
- 35 (xviii) One member representing the Washington association of
36 sheriffs and police chiefs;
- 37 (xix) One member representing the association of Washington
38 businesses; and
- 39 (xx) Additional members to be appointed by the governor, as
40 follows:

1 (A) One member representing the office of the governor;
2 (B) One member representing the association of Washington cities;
3 (C) One member representing the Washington state association of
4 counties;
5 (D) One member representing emergency and transitional housing
6 providers;
7 (E) One member representing a statewide association representing
8 physicians;
9 (F) One member representing a statewide association representing
10 nurses;
11 (G) One member representing a statewide association representing
12 hospitals;
13 (H) One member representing community health centers;
14 (I) Two members representing local public health officials;
15 (J) Two members representing local emergency management agencies,
16 one member located west of the crest of the Cascade mountains and one
17 member located east of the crest of the Cascade mountains;
18 (K) At least one member representing federally recognized tribes;
19 (L) Up to 10 members representing demographic groups that have
20 been disproportionately impacted by the COVID-19 pandemic, that
21 include, but are not limited to, individuals of different race,
22 class, gender, ethnicity, and immigration status;
23 (M) One member representing leisure and hospitality industries;
24 (N) One member representing education services; and
25 (O) One member representing manufacturing and trade industries.
26 (c) The adjutant general, or the adjutant general's designee, and
27 the secretary of the department of health, or the secretary's
28 designee, shall cochair the task force and convene its initial
29 meeting.
30 (d) (i) The task force shall conduct the comprehensive after-
31 action review of the COVID-19 pandemic response in accordance with
32 established national standards for emergency or disaster after-action
33 reviews. In order to improve the response to and recovery from future
34 pandemics, the task force shall develop lessons learned and make
35 recommendations that include, but are not limited to, the following:
36 (A) Aspects of the COVID-19 response that may inform future
37 pandemic and all-hazards responses;
38 (B) Emergency responses that would benefit the business community
39 and workers during a pandemic;

1 (C) Standards regarding flexible rent and repayment plans for
2 residential and commercial tenants during a pandemic;

3 (D) Whether establishing regional emergency management agencies
4 would benefit Washington state emergency response to future
5 pandemics;

6 (E) Gaps and needs for volunteers to support medical
7 professionals in performing their pandemic emergency response
8 functions within Washington state;

9 (F) Gaps and needs for tools to measure the scale of an impact
10 caused by a pandemic and tailoring the pandemic response to affected
11 regions based on the scale of the impact in those regions;

12 (G) Gaps and needs in health care system capacity and case
13 tracking, monitoring, control, isolation and quarantine, and
14 deploying medical supplies and personnel; and

15 (H) Implementing guidelines for school closures during a
16 pandemic.

17 (ii) The topics identified in (i) of this subsection (~~((7))~~) (9)
18 (d) are intended to be illustrative but not exhaustive. The task
19 force should consider issues relating to equity, disparities, and
20 discrimination in each topic it studies and for which it makes
21 recommendations.

22 (e) The military department must provide staff support for the
23 task force. The military department may employ staff and contracted
24 support to fulfill the requirements of this subsection.

25 (f) The task force shall consult with owners of small businesses,
26 epidemiologists, and representatives of immigrant communities.

27 (g) Legislative members of the task force are reimbursed for
28 travel expenses in accordance with RCW 44.04.120. Nonlegislative
29 members shall be reimbursed for travel expenses in accordance with
30 chapter 43.03 RCW.

31 (h) The task force shall report its initial findings and
32 recommendations to the governor and the appropriate committees of the
33 legislature by June 30, 2022. The task force shall report its final
34 findings and recommendations to the governor and the appropriate
35 committees of the legislature by June 30, 2023.

36 (10)(a) Within amounts appropriated in this act, the department
37 must coordinate with the department of commerce in the administration
38 of the grant program created in section 129(88) of this act.

39 (b) If the federal emergency management agency provides
40 reimbursement for any portion of the costs incurred by a city or

1 county that were paid for using state grant funding provided under
2 section 129(88) of this act, the military department shall remit the
3 reimbursed funds to the state general fund.

4 (c) The department must provide technical assistance for the
5 public assistance program application process to applicants to the
6 grant program created in section 129(88) of this act.

7 (11) \$438,000 of the disaster response account—state
8 appropriation is provided solely for a dedicated access and
9 functional needs program manager, access and functional need
10 services, and a dedicated tribal liaison to assist with disaster
11 preparedness and response.

12 (12) \$275,000 of the general fund—state appropriation
13 for fiscal year 2023 is provided solely for the department to provide
14 a grant to the Ruckelshaus center to compare traditional decision
15 making systems with other decision making structures and provide
16 recommendations for future emergency responses.

17 (13) \$300,000 of the general fund—state appropriation
18 for fiscal year 2023 is provided solely for the department to
19 contract for the development of a plan for a state-level disaster
20 individual assistance program. The program should be modeled after
21 successful programs in other states and be linked to complimentary
22 programs at agencies such as the departments of commerce and social
23 and health services, and the office of the governor. The fully
24 developed program will detail the establishment, operations, and
25 maintenance of a state-level disaster individual assistance program.
26 A report detailing findings and recommendations for creating the
27 program shall be delivered to the appropriate legislative committees
28 by June 30, 2023.

29 (14) \$15,000 of the enhanced 911 account—state
30 appropriation is provided solely for implementation of Substitute
31 Senate Bill No. 5555 (safety telecommunicators). If the bill is not
32 enacted by June 30, 2022, the amount provided in this subsection
33 shall lapse.

34 (15) \$7,500,000 of the disaster response account—state
35 appropriation is provided solely for the department to make grants
36 for individual assistance to those impacted by extreme weather events
37 and natural disasters in fiscal year 2022 and fiscal year 2023.

38 (16) \$4,853,000 of the disaster response account—state
39 appropriation is provided solely for the department to use as

1 matching funds for the federal emergency management agency building
2 resilient infrastructure and communities (BRIC) grant program.

3	Sec.	144	.
4	2021 c 334 s 145 (uncodified) is amended to read as follows:		
5	FOR THE PUBLIC EMPLOYMENT RELATIONS COMMISSION		
6	General Fund—State Appropriation (FY 2022)		
7	((\$2,401,000))		
8			<u>\$2,402,000</u>
9	General Fund—State Appropriation (FY 2023)		
10	((\$2,371,000))		
11			<u>\$2,451,000</u>
12	Personnel Service Account—State Appropriation		
13	((\$4,382,000))		
14			<u>\$4,455,000</u>
15	Higher Education Personnel Services Account—State		
16	Appropriation.		((\$1,407,000))
17			<u>\$1,428,000</u>
18	TOTAL APPROPRIATION.		((\$10,561,000))
19			<u>\$10,736,000</u>

20 The appropriations in this section are subject to the following
21 conditions and limitations: \$52,000 of the general fund—state
22 appropriation for fiscal year 2022 and \$5,000 of the general fund—
23 state appropriation for fiscal year 2023 are provided solely for the
24 implementation of Substitute Senate Bill No. 5055 (law enforcement
25 grievances). (~~If the bill is not enacted by June 30, 2021, the~~
26 ~~amounts provided in this subsection shall lapse.~~)

27	Sec.	145	.
28	2021 c 334 s 146 (uncodified) is amended to read as follows:		
29	FOR THE BOARD OF ACCOUNTANCY		
30	Certified Public Accountants' Account—State		
31	Appropriation.		((\$4,438,000))
32			<u>\$4,497,000</u>
33	TOTAL APPROPRIATION.		((\$4,438,000))
34			<u>\$4,497,000</u>

35 **Sec.** **146** .
36 2021 c 334 s 147 (uncodified) is amended to read as follows:

1 **FOR THE BOARD FOR VOLUNTEER FIREFIGHTERS**

2 Volunteer Firefighters' and Reserve Officers'

3 Administrative Account—State Appropriation

4 (~~(\$4,960,000)~~)

5 \$4,978,000

6 TOTAL APPROPRIATION.

(~~(\$4,960,000)~~)

7 \$4,978,000

8 The appropriation in this section is subject to the following
9 conditions and limitations: \$3,930,000 of the volunteer firefighters'
10 and reserve officers' administrative account—state appropriation is
11 provided solely for a benefits management system, and is subject to
12 the conditions, limitations, and review requirements of section 701
13 of this act.

14 **Sec.**

147

15 2021 c 334 s 148 (uncodified) is amended to read as follows:

16 **FOR THE FORENSIC INVESTIGATION COUNCIL**

17 Death Investigations Account—State Appropriation

18 (~~(\$753,000)~~)

19 \$754,000

20 TOTAL APPROPRIATION.

(~~(\$753,000)~~)

21 \$754,000

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

24 (1) (a) \$250,000 of the death investigations account—state
25 appropriation is provided solely for providing financial assistance
26 to local jurisdictions in multiple death investigations. The forensic
27 investigation council shall develop criteria for awarding these funds
28 for multiple death investigations involving an unanticipated,
29 extraordinary, and catastrophic event or those involving multiple
30 jurisdictions.

31 (b) Of the amounts provided in this subsection, \$30,000 of the
32 death investigations account—state appropriation is provided solely
33 for the Adams county crime lab to investigate a double homicide that
34 occurred in fiscal year 2021.

35 (2) \$210,000 of the death investigations account—state
36 appropriation is provided solely for providing financial assistance
37 to local jurisdictions in identifying human remains.

1 (3) Within the amount appropriated in this section,
 2 the forensic investigation council may enter into an interagency
 3 agreement with the department of enterprise services for the
 4 department to provide services related to public records requests, to
 5 include responding to, or assisting the council in responding to,
 6 public disclosure requests received by the council.

7	Sec.	148	.
8	2021 c 334 s 149 (uncodified) is amended to read as follows:		
9	FOR THE DEPARTMENT OF ENTERPRISE SERVICES		
10	General Fund—State Appropriation (FY 2022)		
11	((\$5,976,000))		
12		<u>\$7,016,000</u>	
13	General Fund—State Appropriation (FY 2023)		
14	((\$5,833,000))		
15		<u>\$12,516,000</u>	
16	General Fund—Private/Local Appropriation. \$102,000		
17	Building Code Council Account—State Appropriation		
18	((\$1,825,000))		
19		<u>\$2,277,000</u>	
20	TOTAL APPROPRIATION. ((\$13,736,000))		
21		<u>\$21,911,000</u>	

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

24 (1) ((~~\$5,208,000~~))\$6,151,000 of the general fund—state
 25 appropriation for fiscal year 2022 and ((~~\$5,269,000~~))\$6,127,000 of
 26 the general fund—state appropriation for fiscal year 2023 are
 27 provided solely for the payment of facilities and services charges to
 28 include campus rent, ((~~utilities,~~)) parking, security,((~~and~~))
 29 contracts, public and historic facilities charges, and capital
 30 projects surcharges allocable to the senate, house of
 31 representatives, statute law committee, legislative support services,
 32 and joint legislative systems committee. The department shall
 33 allocate charges attributable to these agencies among the affected
 34 revolving funds. The department shall maintain an interagency
 35 agreement with these agencies to establish performance standards,
 36 prioritization of preservation and capital improvement projects, and
 37 quality assurance provisions for the delivery of services under this
 38 subsection. The legislative agencies named in this subsection shall

1 continue to enjoy all of the same rights of occupancy and space use
2 on the capitol campus as historically established.

3 (2) Before any agency may purchase a passenger motor vehicle as
4 defined in RCW 43.19.560, the agency must have written approval from
5 the director of the department of enterprise services. Agencies that
6 are exempted from the requirement are the Washington state patrol,
7 Washington state department of transportation, and the department of
8 natural resources.

9 (3) From the fee charged to master contract vendors, the
10 department shall transfer to the office of minority and women's
11 business enterprises in equal monthly installments \$1,500,000 in
12 fiscal year 2022 and \$1,300,000 in fiscal year 2023.

13 (4) Within existing resources, beginning October 31, 2021, the
14 department, in collaboration with consolidated technology services,
15 must provide a report to the governor and fiscal committees of the
16 legislative by October 31 of each calendar year that reflects
17 information technology contract information based on a contract
18 snapshot from June 30 of that same calendar year, and must also
19 include any contract that was active since July 1 of the previous
20 calendar year. The department will coordinate to receive contract
21 information for all contracts to include those where the department
22 has delegated authority so that the report includes statewide
23 contract information. The report must contain a list of all
24 information technology contracts to include the agency name, contract
25 number, vendor name, contract term start and end dates, contract
26 dollar amount in total, and contract dollar amounts by state fiscal
27 year. The report must also include, by contract, the contract
28 spending projections by state fiscal year for each ensuing state
29 fiscal year through the contract term, and note the type of service
30 delivered. The list of contracts must be provided electronically in
31 Excel and be sortable by all field requirements. The report must also
32 include trend analytics on information technology contracts, and
33 recommendations for reducing costs where possible.

34 (5) \$162,000 of the general fund—state appropriation in fiscal
35 year 2022 and \$162,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for the department to waive rent
37 fees and charges through June 30, 2023, for vendors who are blind
38 business enterprise program licensees by the department of services
39 for the blind and who lease space and operate food service

1 businesses, inclusive of delis, cafeterias, and espresso stands, in
2 state government buildings.

3 (6) Within existing resources, the state building code council,
4 in collaboration with the LGBTQ commission, must develop a plan to
5 incorporate into future Washington state building codes options for
6 the design and construction of inclusive bathroom facilities that are
7 consistent with a person's own gender expression or gender identity.
8 Coordination must begin by September 1, 2021, and a preliminary
9 report of the plan is due by September 1, 2022.

10 (7)(a) The department must work with the office of financial
11 management to identify leases that will be up for renewal effective
12 July 1, 2022, through June 30, 2024.

13 (b) The department must collaborate with the office of financial
14 management on reduction in leased office space by agency for fiscal
15 years 2024 and 2025.

16 (8)(a) The department must work collaboratively with at least
17 each state agency that has fleet vehicles to discuss the agency need
18 for the number of fleet vehicles each agency has as of July 1, 2021.
19 The department must identify and report, at least:

20 (i) The count of fleet vehicles by agency by type, and the cost
21 by fund source by fiscal year for fiscal year 2019, 2020, 2021, 2022,
22 and 2023 for agency fleet vehicles;

23 (ii) The mileage data by agency by fleet vehicle for fiscal year
24 2019, 2020, and 2021, and the estimates for fiscal year 2022 and
25 2023; and

26 (iii) The business justification for the amount of fleet vehicles
27 in fiscal year 2022 and 2023, by agency, given the change in business
28 practice from in-person to remote work and video conferencing that
29 began in 2020.

30 (b) The department must submit the report to fiscal and
31 appropriate policy committees of the legislature by December 1, 2021.

32 (9)(a) The department must examine the motor pool fleet to
33 determine the need for the number of vehicles. The department must
34 identify, at least:

35 (i) The count of motor pool vehicles by type;

36 (ii) The cost recovery needed by fiscal year for fiscal year
37 2021, 2022, and 2023. This must include the anticipated recovery by
38 fund source by fiscal year for fiscal year 2021, 2022, and 2023;

39 (iii) The mileage data by motor pool vehicle for fiscal year
40 2019, 2020, and 2021, and the estimates for 2022 and 2023; and

1 (iv) The business justification for the amount of motor vehicles
2 in fiscal year 2022 and 2023, given the change in business practice
3 from in-person to remote work and video conferencing.

4 (b) The department must report to fiscal and appropriate policy
5 committees of the legislature by December 1, 2021.

6 (10) \$69,000 of the building code council account—state
7 appropriation is provided solely for implementation of Engrossed
8 Substitute House Bill No. 1184 (risk-based water quality standards).
9 (~~If the bill is not enacted by June 30, 2021, the amount provided in
10 this subsection shall lapse.~~)

11 (11) (a) \$654,000 of the general fund—state
12 appropriation for fiscal year 2023 is provided solely for the
13 department, in collaboration with the state efficiency and
14 environmental performance program, to:

15 (i) Prepare a zero emission vehicle implementation
16 strategy, to include standard metrics and reporting requirements, for
17 the department's managed vehicles, as outlined in executive order
18 21-04, to include at least passenger vehicles and maintenance
19 vehicles;

20 (ii) Prepare a zero emission vehicle implementation
21 strategy in collaboration with state agencies, to include standard
22 metrics and reporting requirements, for state-owned agency fleet
23 vehicles, as outlined in executive order 21-04, to include at least
24 passenger vehicles and maintenance vehicles;

25 (iii) Collect and report on what vehicles from (a) (i)
26 and (ii) of this subsection are covered under executive order 21-04
27 as EV ready, and at what interval by fiscal year and at what cost by
28 vehicle make and model;

29 (iv) Identify current barriers to EV replacement
30 strategies and outline strategies to overcome these barriers for
31 (a) (i) and (ii) of this subsection and report on these discretely;

32 (v) Identify optimal charging hub locations by fiscal
33 year for (a) (i) and (ii) of this subsection and the estimated costs
34 to do so by fiscal year;

35 (vi) Prepare a comprehensive fleet transition schedule
36 for (a) (i) and (ii) of this subsection;

37 (vii) Create implementation plan templates for use by
38 state agencies; and

1 (viii) Estimate fiscal impacts of EV costs by vehicle
2 type compared to the base funding that was used to purchase or lease
3 the vehicles being replaced for (a) (i) and (ii) of this subsection.

4 (b) The department must submit a preliminary report
5 responsive to (a) (i) through (viii) of this subsection by April 30,
6 2023, to the fiscal committees of the legislature, and a final report
7 by June 30, 2023.

8 (12) \$2,952,000 of the general fund—state
9 appropriation for fiscal year 2023 is provided solely for zero
10 emission electric vehicle supply equipment infrastructure at state-
11 owned facilities to accommodate charging station installation. The
12 electric vehicle charging equipment must allow for the collection of
13 usage data and must be coordinated with the state efficiency and
14 environmental performance program. The department must prioritize
15 locations based on state efficiency and environmental performance
16 location priorities, and at least where zero emission fleet vehicles
17 are scheduled to be purchased in fiscal year 2023. The department
18 must report when and where the equipment was installed, usage data at
19 each charging station, and the state agencies and state facilities
20 that benefit from the installation of the charging station to the
21 fiscal committees of the legislature by June 30, 2023, for those
22 installed in fiscal year 2023, and each fiscal year thereafter if
23 further funding is provided. The department shall collaborate with
24 the 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.**

149

30 2021 c 334 s 150 (uncodified) is amended to read as follows:

31 **FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION**

32 General Fund—State Appropriation (FY 2022)

33 ((~~\$2,736,000~~))

\$2,721,000

35 General Fund—State Appropriation (FY 2023)

36 ((~~\$2,779,000~~))

\$3,721,000

38 General Fund—Federal Appropriation. . .

((~~\$2,948,000~~))

1		<u>\$3,325,000</u>
2	General Fund—Private/Local Appropriation.	\$14,000
3	TOTAL APPROPRIATION.	((\$8,477,000))
4		<u>\$9,781,000</u>

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

7 (1) \$103,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$103,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for archaeological
10 determinations and excavations of inadvertently discovered skeletal
11 human remains, and removal and reinterment of such remains when
12 necessary.

13 (2) \$500,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$550,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the Washington main street
16 program, including \$150,000 of the general fund—state appropriation
17 for fiscal year 2022 and \$200,000 of the general fund—state
18 appropriation for fiscal year 2023 provided solely for a pilot
19 project grant program for affiliate main street programs. From the
20 amount provided in this subsection, the department may provide grants
21 of up to \$40,000 to the affiliate main street programs for staffing
22 costs, capacity building, and other costs associated with
23 establishing a local nonprofit organization focused solely on
24 downtown revitalization. The department must prioritize affiliate
25 main street programs in locations with a population under 20,000.

26 (3) \$92,000 of the general fund—state appropriation
27 for fiscal year 2023 is provided solely for the department of
28 archeology and historic preservation to conduct a comprehensive
29 study, jointly with the department of licensing, to review the
30 definition of a cemetery, examine current protections and oversight
31 authority, and provide recommendations for future protections and
32 oversight authority of cemeteries in Washington state. The department
33 may solicit input for the analysis from representatives of interested
34 parties to include, but not be limited to, cities, counties, tribes,
35 and law enforcement. The departments shall submit the study to the
36 legislature by December 31, 2022.

37 (4) \$150,000 of the general fund—state appropriation
38 for fiscal year 2023 is provided solely for the department to develop
39 a trial mapping project that will result in information that state

1 and local planners may use to make land use and transportation
2 decisions through an equity lens. The department may use funding
3 provided in this subsection to:

4 (a) Engage with marginalized communities and other
5 relevant stakeholders to prioritize locations included in the trial
6 mapping project;

7 (b) Create and publish documentation of historic
8 places and buildings included in current cultural resources practice
9 framework; and

10 (c) Make available geographic information system data
11 that is compatible across state and local government mapping
12 platforms.

13 (5) \$2,000 of the general fund—state appropriation for
14 fiscal year 2022 and \$48,000 of the general fund—state appropriation
15 for fiscal year 2023 are provided solely for the department to
16 collaborate with Black and African American communities across the
17 state to record important historic properties. The department may use
18 funding provided in this subsection to:

19 (a) Use maps and engage stakeholders in the Black and
20 African American communities to locate geographic areas where Black
21 and African Americans lived and worked before the year 1970;

22 (b) Engage with Black and African American communities
23 and stakeholders to identify places that are of historic
24 significance;

25 (c) Add documentation to the department's state
26 database of historic properties; and

27 (d) Create outreach products to inform and educate the
28 public on the historic properties.

29 (6) \$98,000 of the general fund—state appropriation
30 for fiscal year 2023 is provided solely for implementation of
31 Engrossed Substitute House Bill No. 1753 (climate funding/tribes). If
32 the bill is not enacted by June 30, 2022, the amount in this
33 subsection shall lapse.

34 (7) \$100,000 of the general fund—state appropriation
35 for fiscal year 2023 is provided solely for a nonprofit dedicated to
36 providing an online statewide historical encyclopedia to produce and
37 share materials that explore the history of waterfront park and
38 Seattle's central waterfront.

2021 c 334 s 151 (uncodified) is amended to read as follows:

FOR THE CONSOLIDATED TECHNOLOGY SERVICES AGENCY

General Fund—State Appropriation (FY 2022)	\$581,000
General Fund—State Appropriation (FY 2023)	((\$531,000))
	<u>\$631,000</u>
Consolidated Technology Services Revolving Account—	
State Appropriation	((\$53,030,000))
	<u>\$60,113,000</u>
TOTAL APPROPRIATION	((\$54,142,000))
	<u>\$61,325,000</u>

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

(1) ~~((\$11,623,000))~~ \$11,598,000 of the consolidated technology services revolving account—state appropriation is provided solely for the office of the chief information officer. Of this amount:

(a) \$2,000,000 of the consolidated technology services revolving account—state appropriation is provided solely for experienced information technology project managers to provide critical support to agency IT projects that are under oversight from the office of the chief information officer. The staff or vendors will:

(i) Provide master level project management guidance to agency IT stakeholders;

(ii) Consider statewide best practices from the public and private sectors, independent review and analysis, vendor management, budget and timing quality assurance and other support of current or past IT projects in at least Washington state and share these with agency IT stakeholders and legislative fiscal staff at least ~~((quarterly))~~ twice annually and post these to the statewide IT dashboard; and

(iii) Provide independent recommendations to legislative fiscal committees by December of each calendar year on oversight of IT projects to include opportunities for accountability and performance metrics.

(b) \$2,960,000 of the consolidated technology services revolving account—state appropriation is provided solely for the office of privacy and data protection.

1 (2) (~~(\$12,393,000)~~) \$12,168,000 of the consolidated technology
2 services revolving account—state appropriation is provided solely for
3 the office of cyber security.

4 (3) The consolidated technology services agency shall work with
5 customer agencies using the Washington state electronic records vault
6 (WASERV) to identify opportunities to:

7 (a) Reduce storage volumes and costs associated with vault
8 records stored beyond the agencies' record retention schedules; and

9 (b) Assess a customized service charge as defined in chapter 304,
10 Laws of 2017 for costs of using WASERV to prepare data compilations
11 in response to public records requests.

12 (4) (a) In conjunction with the office of the chief information
13 officer's prioritization of proposed information technology
14 expenditures, agency budget requests for proposed information
15 technology expenditures must include the following:

16 (i) The agency's priority ranking of each information technology
17 request;

18 (ii) The estimated cost by fiscal year and by fund for the
19 current biennium;

20 (iii) The estimated cost by fiscal year and by fund for the
21 ensuing biennium;

22 (iv) The estimated total cost for the current and ensuing
23 biennium;

24 (v) The total cost by fiscal year, by fund, and in total, of the
25 information technology project since it began;

26 (vi) The estimated cost by fiscal year and by fund over all
27 biennia through implementation and close out and into maintenance and
28 operations;

29 (vii) The estimated cost by fiscal year and by fund for service
30 level agreements once the project is implemented;

31 (viii) The estimated cost by fiscal year and by fund for agency
32 staffing for maintenance and operations once the project is
33 implemented; and

34 (ix) The expected fiscal year when the agency expects to complete
35 the request.

36 (b) The office of the chief information officer and the office of
37 financial management may request agencies to include additional
38 information on proposed information technology expenditure requests.

39 (5) The consolidated technology services agency must not increase
40 fees charged for existing services without prior approval by the

1 office of financial management. The agency may develop fees to
2 recover the actual cost of new infrastructure to support increased
3 use of cloud technologies.

4 (6) Within existing resources, the agency must provide oversight
5 of state procurement and contracting for information technology goods
6 and services by the department of enterprise services.

7 (7) Within existing resources, the agency must host, administer,
8 and support the state employee directory in an online format to
9 provide public employee contact information.

10 (8) The health care authority, the health benefit exchange, the
11 department of social and health services, the department of health,
12 and the department of children, youth, and families shall work
13 together within existing resources to establish the health and human
14 services enterprise coalition (the coalition). The coalition, led by
15 the health care authority, must be a multi-organization collaborative
16 that provides strategic direction and federal funding guidance for
17 projects that have cross-organizational or enterprise impact,
18 including information technology projects that affect organizations
19 within the coalition. The office of the chief information officer
20 shall maintain a statewide perspective when collaborating with the
21 coalition to ensure that the development of projects identified in
22 this report and all those projects undertaken by the coalition are
23 planned for in a manner that ensures the efficient use of state
24 resources, supports the adoption of a cohesive technology and data
25 architecture, and maximizes federal financial participation.
26 Beginning July 31, 2022, and by July 31st each year, the office of
27 the chief information officer shall collect from the coalition
28 information to produce summaries and budget detail sufficient to
29 allow review, analysis, and documentation of all current and proposed
30 expenditures for coalition information technology projects that are
31 in progress or anticipated to start within this fiscal biennium. The
32 office must also complete a services consultation with the coalition
33 on any and all active coalition projects each August, effective
34 August 1, 2022, regardless of whether any coalition agency will ask
35 for new funding through the budget process, and include projects the
36 coalition is working on with base funding or other funding
37 arrangements. As a result of this consultation, the office of the
38 chief information officer must add a prioritized recommendation of
39 the projects reviewed and submit that to fiscal committees of the
40 legislature each October 31st, effective October 31, 2022. The work

1 of the coalition and any project identified as a coalition project is
2 subject to the conditions, limitations, and review provided in
3 section 701 of this act.

4 (9) (~~(\$4,303,000)~~) \$4,330,000 of the consolidated technology
5 services revolving account—state appropriation is provided solely for
6 the creation and ongoing delivery of information technology services
7 tailored to the needs of small agencies. The scope of services must
8 include, at a minimum, full-service desktop support, service
9 assistance, security, and consultation.

10 (10) \$23,150,000 of the consolidated technology services
11 revolving account—state appropriation is provided solely for the
12 procurement and distribution of Microsoft 365 licenses which must
13 include advanced security features and cloud-based private branch
14 exchange capabilities for state agencies. The office must report
15 annually to fiscal committees of the legislature beginning December
16 31, 2021, and each December 31 thereafter, on the count and type of
17 licenses distributed by consolidated technology services to each
18 state agency. The report must also separately report on the count and
19 type of Microsoft 365 licenses that state agencies have in addition
20 to those that are distributed by consolidated technology services so
21 that the total count, type of license, and cost is known for
22 statewide Microsoft 365 licenses.

23 (11)(a) The statewide information technology dashboard elements
24 must include, at a minimum, the:

25 (i) Start date of the project;

26 (ii) End date of the project, when the project will close out and
27 implementation will commence;

28 (iii) Term of the project in state fiscal years across all
29 biennia to reflect the start of the project through the end of the
30 project;

31 (iv) Total project cost from start date through the end date of
32 the project in total dollars, and a subtotal of near general fund
33 outlook;

34 (v) Near general fund outlook budget and actual spending in total
35 dollars and by fiscal month for central service agencies that bill
36 out project costs;

37 (vi) Start date of maintenance and operations;

38 (vii) Estimated annual state fiscal year cost of maintenance and
39 operations after implementation and close out;

1 (viii) Actual spending by state fiscal year and in total for
2 state fiscal years that have closed;

3 (ix) Date a feasibility study was completed; and

4 (x) A list of funding received by fiscal year by enacted session
5 law, and how much was received citing chapter law as a list of
6 funding provided by fiscal year.

7 (b) The office of the chief information officer may recommend
8 additional elements to include but must have agreement with
9 legislative fiscal committees and the office of financial management
10 prior to including additional elements.

11 (c) The agency must ensure timely posting of project data on the
12 statewide information technology dashboard for at least each project
13 funded in the budget and under oversight to include, at a minimum,
14 posting on the dashboard:

15 (i) The budget funded level by project for each project under
16 oversight within 30 calendar days of the budget being signed into
17 law;

18 (ii) The project historical expenditures through fiscal year
19 2021, by December 31, 2021, for all projects that started prior to
20 July 1, 2021;

21 (iii) The project historical expenditures through fiscal year
22 2022, by December 31, 2022, for all projects that started prior to
23 July 1, 2022; and

24 (iv) Whether each project has completed a feasibility study.

25 (12) Within existing resources, consolidated technology services
26 must collaborate with the department of enterprise services on the
27 annual contract report that provides information technology contract
28 information. Consolidated technology services will:

29 (a) Provide ((App tie)) data to the department of enterprise
30 services annually beginning September 1, 2021, and each September 1
31 of each year; and

32 (b) Provide analysis on contract information for all agencies
33 comparing spending across state fiscal years by, at least, the
34 contract spending towers.

35 ~~(13) ((\$129,000 of the consolidated technology services revolving~~
36 ~~account state appropriation is provided solely for implementation of~~
37 ~~Second Substitute Senate Bill No. 5062 (data). If the bill is not~~
38 ~~enacted by June 30, 2021, the amount provided in this subsection~~
39 ~~shall lapse.~~

1 ~~(14)~~) \$12,000 of the general fund—state appropriation
2 for fiscal year 2022 is provided solely for the office of the chief
3 information officer who must convene a work group to examine how
4 automated decision making systems can best be reviewed before
5 adoption and while in operation and be periodically audited to ensure
6 that such systems are fair, transparent, accountable and do not
7 improperly advantage or disadvantage Washington residents.

8 (a) The work group must be composed of:

9 (i) A representative of the department of children, youth, and
10 families;

11 (ii) A representative of the department of corrections;

12 (iii) A representative of the department of social and health
13 services;

14 (iv) A representative of the department of enterprise services;

15 (v) At least two representatives from universities or research
16 institutions who are experts in the design and effect of an
17 algorithmic system; and

18 (vi) At least five representatives from advocacy organizations
19 that represent communities that are disproportionately vulnerable to
20 being harmed by algorithmic bias, including but not limited to,
21 African American, Hispanic American, Native American, and Asian
22 American communities, religious minorities, people with disabilities,
23 and other vulnerable communities.

24 (b) The purpose of the work group is to develop recommendations
25 for changes in state law and policy regarding the development,
26 procurement, and use of automated decision systems by public
27 agencies. The work group must examine:

28 (i) When state agency use of automated decision making systems
29 should be prohibited;

30 (ii) When state agency use of artificial intelligence-enabled
31 profiling systems should be prohibited;

32 (iii) Changes in the procurement of automated decision systems,
33 including when the procurement must receive prior approval by the
34 office of chief information officer;

35 (iv) How to review, identify, and audit systems to ensure that
36 the system prior to procurement and after placed into service does
37 not discriminate against an individual, or treat an individual less
38 favorably than another, in whole or in part, on the basis of one or
39 more factors enumerated in RCW 49.60.010;

1 (v) How to provide public notice when an automated decision
2 system is in use and how to appeal such decisions;

3 (vi) How automated decision system data should be stored and
4 whether such data should be shared outside the system; and

5 (vii) Other issues determined by the office of chief information
6 officer or the department of enterprise services that are necessary
7 to govern state agency procurement and use of automated decision
8 systems.

9 (c) To demonstrate the impacts of its recommendations, the work
10 group must select one of following automated decision making systems
11 and describe how their implementation would affect the procurement of
12 a new system and the use the existing system:

13 (i) The department of children, youth, and families system used
14 to determine risk in the family child welfare system;

15 (ii) The department of corrections system used to determine risk
16 for purposes of evaluating early release and/or sentencing; or

17 (iii) The department of social and health services system used
18 for hospital admissions.

19 (d) The work group shall meet at least four times, or more
20 frequently to accomplish its work. The office of the chief
21 information officer must lead the work group. Each of the state
22 agencies identified in (a) of this subsection must provide staff
23 support to the work group and its activities.

24 (e) The work group must submit a report to the fiscal committees
25 of the legislature and the governor no later than December 1, 2021.

26 (f) For purposes of this subsection, "automated decision system"
27 or "system" means any algorithm, including one incorporating machine
28 learning or other artificial intelligence techniques, that uses data-
29 based analysis or calculations to make or support government
30 decisions, judgments, or conclusions that cause a Washington resident
31 to be treated differently than another Washington resident in the
32 nature or amount of governmental interaction with that individual
33 including, without limitation, benefits, protections, required
34 payments, penalties, regulations, timing, application, or process
35 requirements.

36 ~~((15))~~ (14) \$81,000 of the consolidated
37 technology services revolving account—state appropriation is provided
38 solely for implementation of Engrossed Second Substitute House Bill
39 No. 1274 (cloud computing solutions). ~~((If the bill is not enacted by
40 June 30, 2021, the amount provided in this subsection shall lapse.~~

1 ~~(16))~~ (15) (a) \$381,000 of the general fund—
2 state appropriation for fiscal year 2022 and \$343,000 of the general
3 fund—state appropriation for fiscal year 2023 are provided solely for
4 the office of the chief information officer to provide a common
5 platform for hosting existing state data on natural hazards risks
6 into a comprehensive, multihazard, statewide, geospatial data portal
7 to assist with state hazard risk and resilience mapping and analysis.
8 In performing this work, the office of the chief information officer
9 will:

10 (i) Coordinate with the state emergency management division,
11 office of the insurance commissioner, University of Washington
12 climate impacts group and Washington sea grant, Washington State
13 University water research center, and the state departments of
14 ecology, health, natural resources, and transportation on the project
15 scope, user needs, and deliverables;

16 (ii) Organize data in standardized and compatible formats
17 including temporal data, where able; and

18 (iii) Address credentialing for secure access to protect
19 sensitive data needed for risk analyses.

20 (b) By December 1, 2022, in consultation with the governor's
21 office and the other agencies listed above, the office of the chief
22 information officer will provide a progress report to the relevant
23 legislative committees on the development of the platform and data
24 sharing agreements.

25 (c) By June 1, 2023, in consultation with the governor's office
26 and the other agencies listed above, the office of the chief
27 information officer will provide a final report with recommendations
28 for further enhancing natural hazards resiliency by using data to
29 inform the development of a statewide resilience strategy.

30 (d) This subsection is subject to the conditions, limitations,
31 and review of section 701 of this act.

32 ~~((17))~~ (16) \$1,493,000 of the consolidated
33 technology services revolving account—state appropriation is provided
34 solely for implementation of Engrossed Substitute Senate Bill No.
35 5432 (cybersecurity/state gov.). ~~((If the bill is not enacted by June
36 30, 2021, the amount provided in this subsection shall lapse.))~~

37 (17) \$4,333,000 of the consolidated technology
38 services revolving account—state appropriation is provided solely for
39 implementation of the enterprise cloud computing program as outlined

1 in the December 2020 Washington state cloud readiness report. Funding
2 provided includes, but is not limited to, cloud service broker
3 resources, cloud center of excellence, cloud management tools, a
4 network assessment, cybersecurity governance, and a cloud security
5 roadmap.

6 (18) \$2,375,000 of the consolidated technology
7 services revolving account—state appropriation is provided solely for
8 the implementation of the recommendations of the cloud transition
9 task force report to include:

10 (a) Establishing a cloud readiness program to help
11 agencies plan and prepare for transitioning to cloud computing;

12 (b) Establishing the cloud retraining program to
13 provide a coordinated approach to skills development and retraining;
14 and

15 (c) Staffing to define career pathways and core
16 competencies for the state's information technology workforce.

17 (19) \$100,000 of the general fund—state appropriation
18 for fiscal year 2023 is provided solely for the office of the chief
19 information officer, who must:

20 (a) Prepare with the cooperation of state agencies and
21 make publicly available on its website, by January 1, 2023, an
22 initial inventory of all automated decision systems that are
23 currently being used by state agencies; and

24 (b) Adopt guidance, by June 30, 2022, for state
25 agencies regarding minimum standards that should be used for
26 automated decision systems the agency plans to develop or procure
27 during the 2023 fiscal year.

28 **Sec. 151 .**

29 2021 c 334 s 152 (uncodified) is amended to read as follows:

30 **FOR THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS AND LAND**
31 **SURVEYORS**

32 Professional Engineers' Account—State Appropriation
33 ((~~\$4,190,000~~))

34 \$4,229,000

35 TOTAL APPROPRIATION.

((~~\$4,190,000~~))

36 \$4,229,000

1 NEW SECTION.

Sec.

152

.

2 A new section is added to 2021 c 334 (uncodified) to read as follows:

3
4 **FOR THE DEPARTMENT OF FINANCIAL INSTITUTIONS**

5 Financial Services Regulation Nonappropriated

6 Account—State Appropriation. \$140,000

7 TOTAL APPROPRIATION. \$140,000

8 The appropriation in this section is subject to the following
9 conditions and limitations: The entire appropriation is provided
10 solely for the department of financial institutions to conduct a
11 survey of foreclosure trustees doing business in the state of
12 Washington for owner-occupied residential real property between
13 January 1, 2017, and December 31, 2019.

14 (1) The survey must include:

15 (a) The name and place of business of the trustee, its owner, and
16 any affiliated firms or businesses that do business in Washington;

17 (b) The number of notices of trustee sale filed each year for
18 each beneficiary;

19 (c) Templates without personally identifiable information of all
20 notices sent to borrowers within the survey period; and

21 (d) Samples of service contracts between the trustee and each
22 beneficiary.

23 (2) By January 1, 2023, the department of financial institutions
24 shall submit a report to the legislature on the results of the survey
25 and include a discussion of the regulation of foreclosure trustees in
26 Washington's nonjudicial foreclosure system.

27 NEW SECTION.

Sec.

153

.

28 A new section is added to 2021 c 334 (uncodified) to read as follows:

29
30 **FOR THE WASHINGTON STATE LEADERSHIP BOARD**

31 Washington State Leadership Board Account—State

32 Appropriation (FY 2023). \$637,000

33 TOTAL APPROPRIATION. \$637,000

34 The appropriation in this section is subject to the following
35 conditions and limitations:

36 (1) \$187,000 of the Washington state leadership board account—
37 state appropriation is provided solely for implementation of Senate
38 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)

1 **PART II**
2 **HUMAN SERVICES**

3 **Sec. 201 .**

4 2021 c 334 s 201 (uncodified) is amended to read as follows:

5 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

6 (1) The appropriations to the department of social and health
7 services in this act shall be expended for the programs and in the
8 amounts specified in this act. Appropriations made in this act to the
9 department of social and health services shall initially be allotted
10 as required by this act. Subsequent allotment modifications shall not
11 include transfers of moneys between sections of this act except as
12 expressly provided in this act, nor shall allotment modifications
13 permit moneys that are provided solely for a specified purpose to be
14 used for other than that purpose.

15 (2) The department of social and health services shall not
16 initiate any services that require expenditure of state general fund
17 moneys unless expressly authorized in this act or other law. The
18 department may seek, receive, and spend, under RCW 43.79.260 through
19 43.79.282, federal moneys not anticipated in this act as long as the
20 federal funding does not require expenditure of state moneys for the
21 program in excess of amounts anticipated in this act. If the
22 department receives unanticipated unrestricted federal moneys, those
23 moneys shall be spent for services authorized in this act or in any
24 other legislation providing appropriation authority, and an equal
25 amount of appropriated state general fund moneys shall lapse. Upon
26 the lapsing of any moneys under this subsection, the office of
27 financial management shall notify the legislative fiscal committees.
28 As used in this subsection, "unrestricted federal moneys" includes
29 block grants and other funds that federal law does not require to be
30 spent on specifically defined projects or matched on a formula basis
31 by state funds.

32 (3) The legislature finds that medicaid payment rates, as
33 calculated by the department pursuant to the appropriations in this
34 act, bear a reasonable relationship to the costs incurred by
35 efficiently and economically operated facilities for providing
36 quality services and will be sufficient to enlist enough providers so
37 that care and services are available to the extent that such care and
38 services are available to the general population in the geographic
39 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
13 and health services in this act must be expended for the programs and
14 in the amounts specified in this act. However, after May 1, 2022,
15 unless prohibited by this act, the department may transfer general
16 fund—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
22 subsection are insufficient to fund actual expenditures in excess of
23 fiscal year 2022 in response to the COVID-19 pandemic or caseload
24 forecasts and utilization assumptions in the long-term care,
25 developmental disabilities, and public assistance programs, the
26 department may transfer state appropriations that are provided solely
27 for a specified purpose. The department may not transfer funds, and
28 the director of the office of financial management may not approve
29 the 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
 2 the developmental disabilities program to any other program or
 3 subprograms of the department of social and health services.

4 **Sec. 202** .

5 2021 c 334 s 202 (uncodified) is amended to read as 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)

10 ~~((\$435,890,000))~~

11 \$395,156,000

12 General Fund—State Appropriation (FY 2023)

13 ~~((\$436,264,000))~~

14 \$477,498,000

15 General Fund—Federal Appropriation. .

16 ~~((\$142,531,000))~~

17 \$183,198,000

18 General Fund—Private/Local Appropriation

19 ~~((\$21,540,000))~~

20 \$15,528,000

21 Coronavirus State Fiscal Recovery Fund

22 == Federal
 23 Appropriation
 24 \$5,961,000

25 TOTAL APPROPRIATION. . . . ~~((\$1,036,225,000))~~

26 \$1,077,341,000

27 The appropriations in this subsection are subject to the
 28 following conditions and limitations:

29 (a) The state psychiatric hospitals may use funds appropriated in
 30 this subsection to purchase goods, services, and supplies through
 31 hospital group purchasing organizations when it is cost-effective to
 32 do so.

33 (b) \$311,000 of the general fund—state appropriation for fiscal
 34 year 2022 and \$310,000 of the general fund—state appropriation for
 35 fiscal year 2023 are provided solely for a community partnership
 36 between western state hospital and the city of Lakewood to support
 37 community policing efforts in the Lakewood community surrounding
 38 western state hospital. The amounts provided in this subsection
 (1)(b) are for the salaries, benefits, supplies, and equipment for

1 one full-time investigator, one full-time police officer, and one
2 full-time community service officer at the city of Lakewood. The
3 department must collect data from the city of Lakewood on the use of
4 the funds and the number of calls responded to by the community
5 policing program and submit a report with this information to the
6 office of financial management and the appropriate fiscal committees
7 of the legislature each December of the fiscal biennium.

8 (c) \$45,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$45,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for payment to the city of
11 Lakewood for police services provided by the city at western state
12 hospital and adjacent areas.

13 (d) \$19,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$19,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for payment to the city of
16 Medical Lake for police services provided by the city at eastern
17 state hospital and adjacent areas.

18 (e) \$135,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$135,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the department to maintain
21 an on-site safety compliance officer, stationed at Western State
22 Hospital, to provide oversight and accountability of the hospital's
23 response to safety concerns regarding the hospital's work
24 environment.

25 (f) \$100,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$100,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for the department to track
28 compliance with RCW 71.05.365 requirements for transition of state
29 hospital patients into community settings within fourteen days of the
30 determination that they no longer require active psychiatric
31 treatment at an inpatient level of care. The department must use
32 these funds to track the following elements related to this
33 requirement: (i) The date on which an individual is determined to no
34 longer require active psychiatric treatment at an inpatient level of
35 care; (ii) the date on which the behavioral health entities and other
36 organizations responsible for resource management services for the
37 person is notified of this determination; and (iii) the date on which
38 either the individual is transitioned to the community or has been
39 re-evaluated and determined to again require active psychiatric

1 treatment at an inpatient level of care. The department must provide
2 this information in regular intervals to behavioral health entities
3 and other organizations responsible for resource management services.
4 The department must summarize the information and provide a report to
5 the office of financial management and the appropriate committees of
6 the legislature on progress toward meeting the fourteen day standard
7 by December 1, 2021, and December 1, 2022.

8 (g) \$250,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$250,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for the department, in
11 collaboration with the health care authority, to develop and
12 implement a predictive modeling tool which identifies clients who are
13 at high risk of future involvement with the criminal justice system
14 and for developing a model to estimate demand for civil and forensic
15 state hospital bed needs pursuant to the following requirements.

16 (i) By the first day of each December during the biennium, the
17 department, in coordination with the health care authority, must
18 submit a report to the office of financial management and the
19 appropriate committees of the legislature which summarizes how the
20 predictive modeling tool has been implemented and includes the
21 following: (A) The numbers of individuals identified by the tool as
22 having a high risk of future criminal justice involvement; (B) the
23 method and frequency for which the department is providing lists of
24 high-risk clients to contracted managed care organizations and
25 behavioral health administrative services organizations; (C) a
26 summary of how the managed care organizations and behavioral health
27 administrative services organizations are utilizing the data to
28 improve the coordination of care for the identified individuals; and
29 (D) a summary of the administrative data to identify whether
30 implementation of the tool is resulting in increased access and
31 service levels and lower recidivism rates for high-risk clients at
32 the state and regional level.

33 (ii) The department must provide staff support for the forensic
34 and long-term civil commitment bed forecast which must be conducted
35 under the direction of the office of financial management. The
36 forecast methodology, updates, and methodology changes must be
37 conducted in coordination with staff from the department, the health
38 care authority, the office of financial management, and the
39 appropriate fiscal committees of the state legislature. The model
40 shall incorporate factors for capacity in state hospitals as well as

1 contracted facilities, which provide similar levels of care, referral
2 patterns, wait lists, lengths of stay, and other factors identified
3 as appropriate for estimating the number of beds needed to meet the
4 demand for civil and forensic state hospital services. Factors should
5 include identification of need for the services and analysis of the
6 effect of community investments in behavioral health services and
7 other types of beds that may reduce the need for long-term civil
8 commitment needs. The forecast must be updated each February, June,
9 and November during the biennium and the department must submit a
10 report to the legislature and the appropriate committees of the
11 legislature summarizing the updated forecast based on the caseload
12 forecast council's schedule for entitlement program forecasts.

13 (h) \$5,049,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$5,075,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the phase-in of the
16 settlement agreement under *Trueblood, et al. v. Department of Social
17 and Health Services, et al.*, United States District Court for the
18 Western District of Washington, Cause No. 14-cv-01178-MJP. The
19 department, in collaboration with the health care authority and the
20 criminal justice training commission, must implement the provisions
21 of the settlement agreement pursuant to the timeline and
22 implementation plan provided for under the settlement agreement. This
23 includes implementing provisions related to competency evaluations,
24 competency restoration, forensic navigators, crisis diversion and
25 supports, education and training, and workforce development.

26 (i) \$7,147,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$7,147,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely to maintain implementation of
29 efforts to improve the timeliness of competency evaluation services
30 for individuals who are in local jails pursuant to chapter 5, Laws of
31 2015 (timeliness of competency treatment and evaluation services).
32 This funding must be used solely to maintain increases in the number
33 of competency evaluators that began in fiscal year 2016 pursuant to
34 the settlement agreement under *Trueblood, et al. v. Department of
35 Social and Health Services, et al.*, United States District Court for
36 the Western District of Washington, Cause No. 14-cv-01178-MJP.

37 (j) \$71,690,000 of the general fund—state appropriation for
38 fiscal year 2022, \$77,825,000 of the general fund—state appropriation
39 for fiscal year 2023, and \$2,541,000 of the general fund—federal

1 appropriation are provided solely for implementation of efforts to
2 improve the timeliness of competency restoration services pursuant to
3 chapter 5, Laws of 2015 (timeliness of competency treatment and
4 evaluation services) and the settlement agreement under *Trueblood, et*
5 *al. v. Department of Social and Health Services, et al.*, United
6 States District Court for the Western District of Washington, Cause
7 No. 14-cv-01178-MJP. These amounts must be used to maintain increases
8 that were implemented between fiscal year 2016 and fiscal year 2021,
9 and further increase the number of forensic beds at western state
10 hospital during the 2021-2023 fiscal biennium. Pursuant to chapter 7,
11 Laws of 2015 1st sp. sess. (timeliness of competency treatment and
12 evaluation services), the department may contract some of these
13 amounts for services at alternative locations if the secretary
14 determines that there is a need.

15 (k) \$76,029,000 of the general fund—state appropriation for
16 fiscal year 2022 and (~~(\$59,784,000)~~) \$65,875,000 of the general fund—
17 state appropriation for fiscal year 2023 are provided solely for the
18 department to continue to implement an acuity based staffing tool at
19 western state hospital and eastern state hospital in collaboration
20 with the hospital staffing committees. The staffing tool must be used
21 to identify, on a daily basis, the clinical acuity on each patient
22 ward and determine the minimum level of direct care staff by
23 profession to be deployed to meet the needs of the patients on each
24 ward. The department must evaluate interrater reliability of the tool
25 within each hospital and between the two hospitals. The department
26 must also continue to update, in collaboration with the office of
27 financial management's labor relations office, the staffing
28 committees, and state labor unions, an overall state hospital
29 staffing plan that looks at all positions and functions of the
30 facilities.

31 (i) Within the amounts provided in this section, the department
32 must establish, monitor, track, and report monthly staffing and
33 expenditures at the state hospitals, including overtime and use of
34 locums, to the functional categories identified in the recommended
35 staffing plan. The allotments and tracking of staffing and
36 expenditures must include all areas of the state hospitals, must be
37 done at the ward level, and must include contracted facilities
38 providing forensic restoration services as well as the office of
39 forensic mental health services.

1 (ii) By December 1, 2021, and December 1, 2022, the department
2 must submit reports to the office of financial management and the
3 appropriate committees of the legislature that provide a comparison
4 of monthly spending, staffing levels, overtime, and use of locums for
5 the prior year compared to allotments and to the recommended state
6 hospital staffing model. The format for these reports must be
7 developed in consultation with staff from the office of financial
8 management and the appropriate committees of the legislature. The
9 reports must include a summary of the results of the evaluation of
10 the interrater reliability in use of the staffing acuity tool and an
11 update from the hospital staffing committees.

12 (iii) Monthly staffing levels and related expenditures at the
13 state hospitals must not exceed official allotments without prior
14 written approval from the director of the office of financial
15 management. In the event the director of the office of financial
16 management approves an increase in monthly staffing levels and
17 expenditures beyond what is budgeted, notice must be provided to the
18 appropriate committees of the legislature within 30 days of such
19 approval. The notice must identify the reason for the authorization
20 to exceed budgeted staffing levels and the time frame for the
21 authorization. Extensions of authorizations under this subsection
22 must also be submitted to the director of the office of financial
23 management for written approval in advance of the expiration of an
24 authorization. The office of financial management must notify the
25 appropriate committees of the legislature of any extensions of
26 authorizations granted under this subsection within 30 days of
27 granting such authorizations and identify the reason and time frame
28 for the extension.

29 (1) (~~(\$10,581,000)~~) \$4,681,000 of the general fund—state
30 appropriation for fiscal year 2022 and \$10,581,000 of the general
31 fund—state appropriation for fiscal year 2023 are provided solely for
32 the department to implement strategies to improve patient and staff
33 safety at eastern and western state hospitals. These amounts must be
34 used for continuing to implement a new intensive care model program
35 at western state hospital and maintaining prior investments in
36 training and other safety-related staff support at both hospitals. A
37 report must be submitted by December 1, 2021, and December 1, 2022,
38 which includes a description of the (~~(intensive care model being~~
39 ~~implemented)) violence reduction or safety strategy, a profile of the
40 types of patients being served (~~(at the program)~~), the staffing model~~

1 being used (~~for the program~~), and outcomes associated with (~~the~~
2 ~~program~~) each strategy. The outcomes section should include tracking
3 data on facility-wide metrics related to patient and staff safety as
4 well as individual outcomes related to the patients served (~~on the~~
5 ~~unit~~).

6 (m) \$2,593,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$2,593,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for the department to increase
9 services to patients found not guilty by reason of insanity under the
10 *Ross v. (~~Lashway~~) Lashway* settlement agreement.

11 (n) Within the amounts provided in this subsection, the
12 department must develop and submit an annual state hospital
13 performance report for eastern and western state hospitals. Each
14 measure included in the performance report must include baseline
15 performance data, agency performance targets, and performance for the
16 most recent fiscal year. The performance report must include a one
17 page dashboard as well as charts for each fiscal and quality of care
18 measure broken out by hospital and including but not limited to (i)
19 monthly FTE expenditures compared to allotments; (ii) monthly dollar
20 expenditures compared to allotments; (iii) monthly FTE expenditures
21 per thousand patient bed days; (iv) monthly dollar expenditures per
22 thousand patient bed days; (v) percentage of FTE expenditures for
23 overtime; (vi) average length of stay by category of patient; (vii)
24 average monthly civil wait list; (viii) average monthly forensic wait
25 list; (ix) rate of staff assaults per thousand patient bed days; (x)
26 rate of patient assaults per thousand patient bed days; (xi) average
27 number of days to release after a patient has been determined to be
28 clinically ready for discharge; and (xii) average monthly vacancy
29 rates for key clinical positions. The department must submit the
30 state hospital performance report to the office of financial
31 management and the appropriate committees of the legislature by the
32 first day of each December of the biennium.

33 (o) (~~(\$3,846,000)~~) \$3,773,000 of the general fund—state
34 appropriation for fiscal year 2022, (~~(\$3,846,000)~~) \$4,099,000 of the
35 general fund—state appropriation for fiscal year 2023, and
36 (~~(\$7,692,000)~~) \$4,772,000 of the general fund—federal appropriation
37 are provided solely to open a new unit at the child study treatment
38 center which shall serve up to 18 children.

1 (p) (~~(\$2,941,000)~~) \$159,000 of the general fund—state
2 appropriation for fiscal year 2023 (~~(and \$2,941,000 of the general~~
3 ~~fund—federal appropriation are)~~) is provided solely for the department
4 to (~~(operate)~~) prepare for opening a 16 bed facility located in Clark
5 county to provide long-term inpatient care beds as defined in RCW
6 71.24.025. The department must use this facility to provide treatment
7 services for individuals who have been committed to a state hospital
8 pursuant to the dismissal of criminal charges and a civil evaluation
9 ordered under RCW 10.77.086 or 10.77.088. The department must develop
10 and implement a protocol to assess the risk of patients being
11 considered for placement in this facility and determine whether the
12 level of security and treatment services is appropriate to meet the
13 patient's needs. The department must submit a report to the office of
14 financial management and the appropriate committees of the
15 legislature by December 1, 2022, providing a description of the
16 protocol and a status update on progress toward opening the new
17 facility.

18 (q) \$1,382,000 of the general fund—state appropriation for fiscal
19 year 2022, \$5,092,000 of the general fund—state appropriation for
20 fiscal year 2023, and \$5,092,000 of the general fund—federal
21 appropriation is provided solely for the department to operate a 16
22 bed facility on the Maple Lane campus to provide long-term inpatient
23 care beds as defined in RCW 71.24.025. The facility must have the
24 capacity to provide treatment services to individuals committed under
25 chapter 71.05 RCW including individuals who have been committed to a
26 state hospital pursuant to the dismissal of criminal charges and a
27 civil evaluation ordered under RCW 10.77.086 or 10.77.088. The
28 department must develop and implement a protocol to assess the risk
29 of patients being considered for placement in this facility and
30 determine whether the level of security and treatment services is
31 appropriate to meet the patient's needs. The department must submit a
32 report to the office of financial management and the appropriate
33 committees of the legislature by December 1, 2021, providing a
34 description of the protocol and a status update on progress toward
35 opening the new facility.

36 (r) \$4,316,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for the department to operate the
38 Columbia cottage at Maple Lane as a 30 bed facility to serve
39 individuals who have been acquitted of a crime by reason of insanity

1 and subsequently ordered to receive treatment services under RCW
2 10.77.120. The department must develop and implement a protocol to
3 assess the risk of patients being considered for placement in this
4 facility and determine whether the level of security and treatment
5 services is appropriate to meet the patient's needs. The department
6 must submit a report to the office of financial management and the
7 appropriate committees of the legislature by December 1, 2022,
8 providing a description of the protocol and a status update on
9 progress toward the opening of Columbia cottage.

10 (s) Within the amounts provided in this section, the department
11 is provided funding to operate civil long-term inpatient beds at the
12 state hospitals as follows:

13 (i) Funding is sufficient for the department to operate 192 civil
14 beds at eastern state hospital in both fiscal year 2022 and fiscal
15 year 2023.

16 (ii) Funding for civil beds at western state hospital is reduced
17 during this period to allow for a phased reduction of six wards from
18 467 to 287 civil beds.

19 (iii) The closure of western state hospital civil wards shall be
20 implemented according to the following schedule: (A) First ward
21 closure by July 1, 2021; (B) second ward closure by November 1, 2021;
22 (C) third ward closure by March 1, 2022; (D) fourth ward closure by
23 July 1, 2022; (E) fifth ward closure by November 1, 2022; and (F)
24 sixth ward closure by April 1, 2023.

25 (iv) The department shall fully operate funded civil capacity at
26 eastern state hospital, including reopening and operating civil beds
27 that are not needed for eastern Washington residents to provide
28 services for western Washington residents.

29 (v) The department shall coordinate with the health care
30 authority toward development of the plan for increasing community
31 capacity for long-term inpatient services required under section
32 215(67) of this act.

33 (vi) It is the intent of the legislature to close additional
34 civil wards at western state hospital during the 2023-2025 fiscal
35 biennium.

36 (vii) It is the intent of the legislature to stop using western
37 state hospital buildings 17, 19, 20, and 21, which were built before
38 the 1950s, for patient care by fiscal year 2027.

39 (t) \$360,000 of the general fund—state appropriation for fiscal
40 year 2023 is provided solely for the department to implement

1 Engrossed Second Substitute House Bill No. 1086 (behavioral health
2 consumers). The amount in this subsection is provided solely for the
3 department's costs associated with providing access to and following
4 up on referrals from behavioral health consumer advocates in state
5 operated mental health facilities. The department must track the
6 number of monthly cases in which access to behavioral health consumer
7 advocates was provided for patients in state operated mental health
8 facilities and the number of these which resulted in subsequent
9 follow-up investigation by the department. The department must submit
10 a preliminary report to the office of financial management and the
11 appropriate committees of the legislature on the number of monthly
12 cases and follow-up investigations by December 1, 2022, and a final
13 report by June 30, 2023. (~~If the bill is not enacted by June 30,~~
14 ~~2021, the amount provided in this subsection shall lapse.~~)

15 (u) \$1,190,000 of the general fund—state
16 appropriation for fiscal year 2023 is provided solely for
17 implementation of Second Substitute Senate Bill No. 5664 (forensic
18 competency programs). If the bill is not enacted by June 30, 2022,
19 the amounts provided in this subsection shall lapse.

20 (v) \$36,000 of the general fund—state appropriation
21 for fiscal year 2023 is provided solely for implementation of Second
22 Substitute House Bill No. 1890 (children behavioral health). If the
23 bill is not enacted by June 30, 2022, the amount provided in this
24 subsection shall lapse.

25 (w) \$455,000 of the general fund—state appropriation
26 for fiscal year 2023 is provided solely for western state hospital's
27 vocational rehabilitation program and eastern state hospital's work
28 readiness program to pay patients working in the programs an hourly
29 wage that is equivalent to the state's minimum hourly wage under RCW
30 49.46.020.

31 (x) \$487,000 of the general fund—state appropriation
32 for fiscal year 2022 and \$601,000 of the general fund—state
33 appropriation for fiscal year 2023 are provided solely for design and
34 planning activities for the new forensic hospital being constructed
35 on the grounds of western state hospital.

36 (y) \$88,000 of the general fund—state appropriation
37 for fiscal year 2022 and \$2,920,000 of the general fund—state
38 appropriation for fiscal year 2023 are provided solely for

1 relocation, storage, and other costs associated with building
2 demolition on the western state hospital campus.

3 (z) \$34,289,000 of the general fund—federal
4 appropriation (CRF) is provided solely for COVID-19 related payroll
5 and benefit expenditures that were incurred between July 1, 2021, and
6 December 31, 2021, for public safety and health employees whose
7 services are presumed to be substantially dedicated to responding to
8 the COVID-19 public health emergency. This funding expires December
9 31, 2021.

10	(2) PROGRAM SUPPORT	
11	General Fund—State Appropriation (FY 2022)	
12	((\$5,936,000))	
13		<u>\$5,885,000</u>
14	General Fund—State Appropriation (FY 2023)	
15	((\$5,929,000))	
16		<u>\$6,079,000</u>
17	General Fund—Federal Appropriation. . . .	((\$366,000))
18		<u>\$409,000</u>
19	TOTAL APPROPRIATION.	((\$12,231,000))
20		<u>\$12,373,000</u>

21 **Sec. 203 .**

22 2021 c 334 s 203 (uncodified) is amended to read as follows:

23 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—DEVELOPMENTAL**
24 **DISABILITIES PROGRAM**

25	(1) COMMUNITY SERVICES	
26	General Fund—State Appropriation (FY 2022)	
27	((\$747,646,000))	
28		<u>\$704,242,000</u>
29	General Fund—State Appropriation (FY 2023)	
30	((\$948,278,000))	
31		<u>\$1,113,004,000</u>
32	General Fund—Federal Appropriation.	((\$2,086,801,000))
33		<u>\$2,303,783,000</u>
34	General Fund—Private/Local Appropriation.	\$4,058,000
35	Developmental Disabilities Community Services	
36	Account—State Appropriation.	\$52,000,000
37	TOTAL APPROPRIATION.	((\$3,838,783,000))
38		<u>\$4,177,087,000</u>

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

3 (a) Individuals receiving services as supplemental security
4 income (SSI) state supplemental payments may not become eligible for
5 medical assistance under RCW 74.09.510 due solely to the receipt of
6 SSI state supplemental payments.

7 (b) In accordance with RCW 18.51.050, 18.20.050, 70.128.060, and
8 43.135.055, the department is authorized to increase nursing
9 facility, assisted living facility, and adult family home fees as
10 necessary to fully support the actual costs of conducting the
11 licensure, inspection, and regulatory programs. The license fees may
12 not exceed the department's annual licensing and oversight activity
13 costs and shall include the department's cost of paying providers for
14 the amount of the license fee attributed to medicaid clients.

15 (i) The current annual renewal license fee for adult family homes
16 is \$225 per bed beginning in fiscal year 2022 and \$225 per bed
17 beginning in fiscal year 2023. A processing fee of \$2,750 must be
18 charged to each adult family home when the home is initially
19 licensed. This fee is nonrefundable. A processing fee of \$700 must be
20 charged when adult family home providers file a change of ownership
21 application.

22 (ii) The current annual renewal license fee for assisted living
23 facilities is \$116 per bed beginning in fiscal year 2022 and \$116 per
24 bed beginning in fiscal year 2023.

25 (iii) The current annual renewal license fee for nursing
26 facilities is \$359 per bed beginning in fiscal year 2022 and \$359 per
27 bed beginning in fiscal year 2023.

28 (c) (i) \$2,648,000 of the general fund—state appropriation for
29 fiscal year 2022, \$8,946,000 of the general fund—state appropriation
30 for fiscal year 2023, and \$16,665,000 of the general fund—federal
31 appropriation are provided solely for the implementation of the
32 agreement reached between the governor and the service employees
33 international union healthcare 775nw under the provisions of chapters
34 74.39A and 41.56 RCW for the 2021-2023 fiscal biennium, as provided
35 in section 946 of this act.

36 (ii) \$8,764,000 of the general fund—state
37 appropriation for fiscal year 2023 and \$11,156,000 of the general
38 fund—federal appropriation are provided solely for the implementation
39 of the agreement reached between the governor and the service

1 employees international union healthcare 775nw under the provisions
2 of chapters 74.39A and 41.56 RCW for fiscal year 2023, as provided in
3 section 939 of this act.

4 (d) (i) \$291,000 of the general fund—state appropriation for
5 fiscal year 2022, \$992,000 of the general fund—state appropriation
6 for fiscal year 2023, and \$1,844,000 of the general fund—federal
7 appropriation are provided solely for the homecare agency parity
8 impacts of the agreement between the governor and the service
9 employees international union healthcare 775nw.

10 (ii) \$953,000 of the general fund—state appropriation
11 for fiscal year 2023 and \$1,214,000 of the general fund—federal
12 appropriation are provided solely for the homecare agency parity
13 impacts of the agreement between the governor and the service
14 employees international union healthcare 775nw.

15 (e) (i) \$540,000 of the general fund—state appropriation for
16 fiscal year 2022, \$860,000 of the general fund—state appropriation
17 for fiscal year 2023, and \$1,881,000 of the general fund—federal
18 appropriation are provided solely for the implementation of an
19 agreement reached between the governor and the adult family home
20 council under the provisions of chapter 41.56 RCW for the 2021-2023
21 fiscal biennium, as provided in section 948 of this act.

22 (ii) \$1,389,000 of the general fund—state
23 appropriation for fiscal year 2023 and \$1,278,000 of the general fund
24 —federal appropriation are provided solely for the implementation of
25 an agreement reached between the governor and the adult family home
26 council under the provisions of chapter 41.56 RCW for fiscal year
27 2023, as provided in section 941 of this act.

28 (f) The department may authorize a one-time waiver of all or any
29 portion of the licensing and processing fees required under RCW
30 70.128.060 in any case in which the department determines that an
31 adult family home is being relicensed because of exceptional
32 circumstances, such as death or incapacity of a provider, and that to
33 require the full payment of the licensing and processing fees would
34 present a hardship to the applicant. In these situations the
35 department is also granted the authority to waive the required
36 residential administrator training for a period of 120 days if
37 necessary to ensure continuity of care during the relicensing
38 process.

1 (g) Community residential cost reports that are submitted by or
2 on behalf of contracted agency providers are required to include
3 information about agency staffing including health insurance, wages,
4 number of positions, and turnover.

5 (h) Sufficient appropriations are provided to continue community
6 alternative placement beds that prioritize the transition of clients
7 who are ready for discharge from the state psychiatric hospitals, but
8 who have additional long-term care or developmental disability needs.

9 (i) Community alternative placement beds include enhanced service
10 facility beds, adult family home beds, skilled nursing facility beds,
11 shared supportive housing beds, state operated living alternative
12 beds, and assisted living facility beds.

13 (ii) Each client must receive an individualized assessment prior
14 to leaving one of the state psychiatric hospitals. The individualized
15 assessment must identify and authorize personal care, nursing care,
16 behavioral health stabilization, physical therapy, or other necessary
17 services to meet the unique needs of each client. It is the
18 expectation that, in most cases, staffing ratios in all community
19 alternative placement options described in (h)(i) of this subsection
20 will need to increase to meet the needs of clients leaving the state
21 psychiatric hospitals. If specialized training is necessary to meet
22 the needs of a client before he or she enters a community placement,
23 then the person centered service plan must also identify and
24 authorize this training.

25 (iii) When reviewing placement options, the department must
26 consider the safety of other residents, as well as the safety of
27 staff, in a facility. An initial evaluation of each placement,
28 including any documented safety concerns, must occur within thirty
29 days of a client leaving one of the state psychiatric hospitals and
30 entering one of the community placement options described in (h)(i)
31 of this subsection. At a minimum, the department must perform two
32 additional evaluations of each placement during the first year that a
33 client has lived in the facility.

34 (iv) In developing bed capacity, the department shall consider
35 the complex needs of individuals waiting for discharge from the state
36 psychiatric hospitals.

37 (i) Sufficient appropriations are provided for discharge case
38 managers stationed at the state psychiatric hospitals. Discharge case
39 managers will transition clients ready for hospital discharge into
40 less restrictive alternative community placements. The transition of

1 clients ready for discharge will free up bed capacity at the state
2 psychiatric hospitals.

3 (j) \$4,000 of the general fund—state appropriation for fiscal
4 year 2022, (~~(\$17,000)~~)\$37,000 of the general fund—state appropriation
5 for fiscal year 2023, and (~~(\$23,000)~~)\$42,000 of the general fund—
6 federal appropriation are provided solely for a cost of living
7 adjustment to the personal needs allowance pursuant to RCW 74.09.340.

8 (k) The department will work with the health care authority and
9 Washington state's managed care organizations to establish
10 recommendations for clients who live in the community to access the
11 developmental disabilities administration's facility-based
12 professionals to receive care covered under the state plan. If
13 feasible, these recommendations should detail how to enable facility-
14 based professionals to deliver services at mobile or brick-and-mortar
15 clinical settings in the community. The department must submit its
16 recommendations to the appropriate legislative committees no later
17 than December 1, (~~(2021)~~)2022.

18 (l) The department of social and health services must claim the
19 enhanced federal medical assistance participation rate for home and
20 community-based services offered under section 9817 of the American
21 rescue plan act of 2021 (ARPA). Appropriations made that constitute
22 supplementation of home and community-based services as defined in
23 section 9817 of ARPA are listed in LEAP omnibus document HCBS-2021.

24 (m) \$300,000 of the general fund—state appropriation for fiscal
25 year 2023 and \$226,000 of the general fund—federal appropriation are
26 provided solely to implement Engrossed Second Substitute House Bill
27 No. 1086 (behavioral health consumers). (~~(If the bill is not enacted
28 by June 30, 2021, the amounts provided in this subsection shall
29 lapse.)~~)

30 (n) \$408,000 of the general fund—state appropriation for fiscal
31 year 2022, \$416,000 of the general fund—state appropriation for
32 fiscal year 2023, and \$474,000 of the general fund—federal
33 appropriation are provided solely to implement Second Substitute
34 House Bill No. 1061 (child welfare/developmental disability). (~~(If
35 the bill is not enacted by June 30, 2021, the amounts provided in
36 this subsection shall lapse.)~~)

37 (o) \$3,474,000 of the general fund—state appropriation for fiscal
38 year 2022, (~~(\$11,423,000)~~)\$88,692,000 of the general fund—state
39 appropriation for fiscal year 2023, and (~~(\$15,262,000)~~)\$92,530,000 of

1 the general fund—federal appropriation are provided solely to
2 increase rates for community residential service providers offering
3 supported living, group home, group training home, and licensed staff
4 residential services to individuals with developmental disabilities.
5 ~~((The))~~ Of the amounts provided in this subsection (o) ~~((include~~
6 ~~funding to))~~:

7 (i) \$3,474,000 of the general fund—state appropriation
8 for fiscal year 2022, \$11,423,000 of the general fund—state
9 appropriation for fiscal year 2023, and \$15,262,000 of the general
10 fund—federal appropriation are provided solely to increase the
11 provider rate by 2.0 percent effective January 1, 2022, and by an
12 additional 2.0 percent effective January 1, 2023. Both 2.0 percent
13 rate increases must be used to support providers' ability to maintain
14 direct care staff wages above the statewide minimum wage.

15 (ii) \$77,269,000 of the general fund—state
16 appropriation for fiscal year 2023 and \$77,268,000 of the general
17 fund—federal appropriation are provided solely to increase the
18 provider rate effective July 1, 2022. It is the intent of the
19 legislature that contracted providers use the funding provided in
20 this subsection (1)(o)(ii) to provide hourly wage increases for
21 direct care workers.

22 (p) The annual certification renewal fee for community
23 residential service businesses is \$859 per client in fiscal year 2022
24 and \$859 per client in fiscal year 2023. The annual certification
25 renewal fee may not exceed the department's annual licensing and
26 oversight activity costs.

27 (q) The appropriations in this section include sufficient funding
28 to implement chapter 220, Laws of 2020 (adult family homes/8 beds). A
29 nonrefundable fee of \$485 shall be charged for each application to
30 increase bed capacity at an adult family home to seven or eight beds.

31 (r) \$39,000 of the general fund—state appropriation for fiscal
32 year 2022, \$49,000 of the general fund—state appropriation for fiscal
33 year 2023, and \$131,000 of the general fund—federal appropriation are
34 provided solely to increase the administrative rate for home care
35 agencies by five cents per hour effective July 1, 2021.

36 (s) \$1,705,000 of the general fund—state appropriation for fiscal
37 year 2022, \$1,688,000 of the general fund—state appropriation for
38 fiscal year 2023, and \$1,465,000 of the general fund—federal
39 appropriation are provided solely for the development and

1 implementation of 13 enhanced respite beds across the state for
2 children. These services are intended to provide families and
3 caregivers with a break in caregiving, the opportunity for behavioral
4 stabilization of the child, and the ability to partner with the state
5 in the development of an individualized service plan that allows the
6 child to remain in his or her family home. The department must
7 provide the legislature with a respite utilization report in January
8 of each year that provides information about the number of children
9 who have used enhanced respite in the preceding year, as well as the
10 location and number of days per month that each respite bed was
11 occupied.

12 (t) \$2,025,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$2,006,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the development and
15 implementation of 13 community respite beds across the state for
16 adults. These services are intended to provide families and
17 caregivers with a break in caregiving and the opportunity for
18 stabilization of the individual in a community-based setting as an
19 alternative to using a residential habilitation center to provide
20 planned or emergent respite. The department must provide the
21 legislature with a respite utilization report by January of each year
22 that provides information about the number of individuals who have
23 used community respite in the preceding year, as well as the location
24 and number of days per month that each respite bed was occupied.

25 (u) ~~(((\$18,733,000))~~ \$43,535,000 of the general fund—state
26 appropriation for fiscal year 2022, \$47,243,000 of the general fund—
27 state appropriation for fiscal year 2023, and ~~(((\$46,342,000))~~
28 \$152,070,000 of the general fund—federal appropriation are provided
29 solely ~~((to continue providing))~~ for rate add-ons for contracted
30 service providers to address the increased costs associated with
31 serving clients during the COVID-19 pandemic ~~((through the end of~~
32 ~~ealendar year 2021))~~. Beginning July 1, 2022, the rate add-ons shall
33 be reduced by 20 percent every two fiscal quarters.

34 (v) \$78,000 of the general fund—state appropriation for fiscal
35 year 2022, \$75,000 of the general fund—state appropriation for fiscal
36 year 2023, and \$113,000 of the general fund—federal appropriation are
37 provided solely for implementation of Engrossed Substitute Senate
38 Bill No. 5284 (subminimum wage/disabilities). ~~((If the bill is not~~

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

3 (w) Funding in this section is sufficient to implement chapter
4 352, laws of 2020 (developmental disabilities budgeting), including a
5 review of the no-paid services caseload and to update the information
6 to accurately reflect a current headcount of eligible persons and the
7 number of persons contacted who are currently interested in receiving
8 a paid service. It is the intent of the legislature that the
9 department will, as required in chapter 252, laws of 2020
10 (developmental disabilities budgeting), submit a report of this
11 information to the governor and the appropriate committees of the
12 legislature by December 1, 2021. It is also the intent of the
13 legislature that the necessary paid services identified with
14 completion of this report will be adequately funded by the conclusion
15 of fiscal year 2024.

16 (x) \$1,387,000 of the general fund—state appropriation for fiscal
17 year 2022, \$2,641,000 of the general fund—state appropriation for
18 fiscal year 2023, and \$4,250,000 of the general fund—federal
19 appropriation are provided solely to increase the capacity of the
20 children's intensive in-home behavioral supports waiver by 100 slots.

21 (y) \$19,648,000 of the general fund—state appropriation for
22 fiscal year 2023 and \$25,006,000 of the general fund—federal
23 appropriation are provided solely for the purposes of settling all
24 claims in the two related cases *Liang et al v. Washington DSHS et al,*
25 Thurston county superior court case no. 20-2-02506-34 and *SEIU 775 v.*
26 *Washington DSHS et al,* Thurston county superior court case no.
27 18-2-05584-34, Washington supreme court case no. 99658-8. The
28 expenditure of these amounts is contingent upon the release of all
29 claims in both cited cases, and total settlement costs shall not
30 exceed the amounts provided in this subsection and section 204(45) of
31 this act. If the settlement agreement is not fully executed and
32 approved by the Thurston county superior court by June 30, 2023, the
33 amounts provided in this subsection shall lapse.

34 (z) \$205,000 of the general fund—state appropriation
35 for fiscal year 2022, \$232,000 of the general fund—state
36 appropriation for fiscal year 2023, and \$590,000 of the general fund—
37 federal appropriation are provided solely for the department of
38 social and health services to examine the capabilities of the
39 community residential settings and services; to improve cross-system

1 coordination; and to begin the process of redesigning state-operated
2 intermediate care facilities to function as short-term crisis
3 stabilization and intervention. Of the amounts provided in this
4 subsection (1) ~~((y))~~ (z):

5 (i) \$159,000 of the general fund—state appropriation for fiscal
6 year 2022, \$186,000 of the general fund—state appropriation for
7 fiscal year 2023, and \$310,000 of the general fund—federal
8 appropriation are provided solely for the department of social and
9 health services to:

10 (A) Beginning with the governor's budget proposal submitted in
11 December 2022, submit a budget request for expenditures associated
12 with anticipated demand for services under the individual and family
13 services waiver, the basic plus waiver, and the number of individuals
14 who are expected to reside in state-operated living alternatives for
15 consideration by the governor and the legislature for inclusion in
16 maintenance level budgets;

17 (B) Examine the need for community respite beds to serve eligible
18 individuals and stabilization, assessment, and intervention beds to
19 provide crisis stabilization services for individuals with complex
20 behavioral needs. A preliminary report must be submitted no later
21 than October 1, 2022, with a final report submitted no later than
22 October 1, 2023, to the governor and the appropriate committees of
23 the legislature that estimates the number of beds needed in fiscal
24 years 2023 through 2025, recommends geographic locations of these
25 beds, provides options for contracting with community providers for
26 these beds, provides options for utilizing existing intermediate care
27 facilities to meet these needs, and recommends whether or not an
28 increase to respite hours is needed;

29 (C) Contract with a private vendor for a study of medicaid rates
30 for contracted community residential service providers. The study
31 must be submitted to the governor and the appropriate committees of
32 the legislature no later than December 1, 2023, and must include:

33 (I) A recommendation of rates needed for facilities to cover
34 their costs and adequately recruit, train, and retain direct care
35 professionals;

36 (II) Recommendations for an enhanced rate structure, including
37 when and for whom this rate structure would be appropriate; and

38 (III) An assessment of options for an alternative, opt-in rate
39 structure for contracted supported living providers who voluntarily

1 serve individuals with complex behaviors, complete additional
2 training, and submit to additional monitoring;

3 (D) Submit by October 1, 2022, a five-year plan to phase-in the
4 appropriate level of funding and staffing to achieve case management
5 ratios of one case manager to no more than 35 clients. The five-year
6 plan must include:

7 (I) An analysis of current procedures to hire and train new staff
8 within the developmental disabilities administration of the
9 department of social and health services;

10 (II) Identification of any necessary changes to these procedures
11 to ensure a more efficient and timely process for hiring and training
12 staff; and

13 (III) Identification of the number of new hires needed on an
14 annual basis to achieve the phased implementation included in the
15 five-year plan;

16 (E) Collaborate with appropriate stakeholders to develop uniform
17 quality assurance metrics that are applied across community
18 residential settings, intermediate care facilities, and state-
19 operated nursing facilities and submit a report of these activities
20 to the governor and the legislature no later than June 30, 2023;

21 (F) Collaborate with the developmental disabilities council to
22 improve cross-system coordination and submit a report of the
23 activities and any recommendations for policy or fiscal changes to
24 the governor and the legislature no later than October 1, 2022, for
25 consideration in the 2023 legislative session that describes
26 collaborating with the developmental disabilities council to:

27 (I) Coordinate collaboration efforts among relevant stakeholders
28 to develop and disseminate best practices related to serving
29 individuals with cooccurring intellectual and developmental
30 disabilities and mental health conditions;

31 (II) Work with Washington state's apprenticeship and training
32 council, colleges, and universities to establish medical, dental,
33 nursing, and direct care apprenticeship programs that would address
34 gaps in provider training and overall competence;

35 (III) Devise options for consideration by the governor and the
36 legislature to prioritize funding for housing for individuals with
37 intellectual and developmental disabilities when a lack of affordable
38 housing is the barrier preventing an individual from moving to a
39 least restrictive community setting; and

1 (IV) Coordinate collaboration efforts among relevant stakeholders
2 to examine existing law with regard to guardianship and protective
3 proceedings and make any necessary recommendations for changes to
4 existing law to ensure that guardianship or other protective
5 proceedings are designed to provide individuals with intellectual and
6 developmental disabilities with the decision making support they
7 require to live as independently as possible in the least restrictive
8 environment, including consideration of mechanisms that enable
9 regular payment for services rendered by these legal representatives
10 when appropriate; and

11 (G) Develop procedures that ensure that placement in an
12 intermediate care facility is temporary and submit a report of these
13 efforts, including any necessary recommendations for policy or fiscal
14 changes, to the governor and the legislature for consideration in the
15 2022 legislative session no later than November 1, 2021, that
16 describes the development of procedures that ensure that:

17 (I) Clear, written, and verbal information is provided to the
18 individual and their family member that explains that placement in
19 the intermediate care facility is temporary and what constitutes
20 continuous aggressive active treatment and its eligibility
21 implications;

22 (II) Discharge planning begins immediately upon placement of an
23 individual within the intermediate care facility and that the
24 individual and their family member is provided clear descriptions of
25 all placement options and their requirements;

26 (III) When crisis stabilization services are available in the
27 community, the individual is presented with the option to receive
28 services in the community prior to placement in an intermediate care
29 facility; and

30 (IV) When the individual has not achieved crisis stabilization
31 after 60 days of initial placement in the intermediate care facility,
32 the department of social and health services must convene the
33 individual's team of care providers including, but not limited to,
34 the individual's case manager, the individual's community-based
35 providers, and, if applicable, the individual's managed care
36 organization to review and make any necessary changes to the
37 individual's crisis stabilization care plan.

38 (ii) Reporting dates in this subsection (1)(z) are modified by
39 Engrossed Substitute Senate Bill No. 5268 (dev. disability services).

1 (iii) \$46,000 of the general fund—state appropriation
2 in fiscal year 2022, \$46,000 of the general fund—state appropriation
3 in fiscal year 2023, and \$280,000 of the general fund—federal
4 appropriation are provided solely to establish peer mentors to
5 connect each client in an intermediate care facility with a mentor to
6 assist in their transition planning. No later than November 1, 2021,
7 the department of social and health services must submit a report
8 describing these efforts and make any necessary recommendations for
9 policy or fiscal changes to the governor and the legislature for
10 consideration in the 2022 legislative session.

11 ~~((z))~~ (aa) Appropriations provided in this
12 section are sufficient to implement Substitute Senate Bill No. 5258
13 (consumer directed employers).

14 ~~((aa))~~ (bb) \$63,000 of the general fund—
15 state appropriation for fiscal year 2022, \$13,000 of the general fund
16 —state appropriation for fiscal year 2023, and \$77,000 of the general
17 fund—federal appropriation are provided solely to implement
18 Substitute House Bill No. 1411 (health care workforce). ~~((If the bill
19 is not enacted by June 30, 2021, the amounts provided in this
20 subsection shall lapse.))~~

21 (cc) \$123,000 of the general fund—state appropriation
22 for fiscal year 2023 and \$156,000 of the general fund—federal
23 appropriation are provided solely to make up for a gap in the
24 employer tax rates paid to agency providers. Funds must be used to
25 ensure wages and benefits of home care agency workers who provide
26 direct care are increased to satisfy wage parity requirements set
27 forth in RCW 74.39A.310, except in situations where agency providers
28 covered the gap in the tax rate by reducing agency administrative
29 expenses.

30 (dd) \$80,000 of the general fund—state appropriation
31 for fiscal year 2023 and \$61,000 of the general fund—federal
32 appropriation are provided solely for the department to hire one
33 full-time employee to provide advice, evaluations, and
34 recommendations on technological tools to clients, providers, and
35 case managers.

36 (ee) (i) \$2,172,000 of the general fund—state
37 appropriation for fiscal year 2023 and \$1,666,000 of the general fund
38 —federal appropriation are provided solely to establish transition
39 coordination teams to coordinate transitions of care for clients who

1 move from one care setting to another. No later than December 1,
2 2022, the department of social and health services shall submit a
3 preliminary report to the appropriate committees of the legislature
4 that details how the funds were utilized and the associated outcomes
5 including but not limited to:

6 (A) A detailed reporting of the number of clients
7 served, the settings in which clients received care, and the progress
8 made toward increasing stability of client placements;

9 (B) A comparison of these outcomes against the
10 outcomes achieved in prior fiscal years;

11 (C) A description of lessons learned since the
12 transition coordination teams were first implemented, including an
13 identification of what processes were improved to reduce the
14 timelines for completion; and

15 (D) Recommendations for changes necessary to the
16 transition coordination teams to improve increasing stability of
17 client placements.

18 (ii) It is the intent of the legislature that the
19 department of social and health services submit annual reports of
20 this information beginning in fiscal year 2024.

21 (ff) \$204,000 of the general fund—state appropriation
22 for fiscal year 2022, \$1,511,000 of the general fund—state
23 appropriation for fiscal year 2023, and \$988,000 of the general fund—
24 federal appropriation are provided solely for service rate increases
25 paid to contracted providers of community engagement, supported
26 parenting, and respite services.

27 No later than December 1,
28 2022, the department of social and health services shall submit a
29 preliminary report to the appropriate committees of the legislature
30 that details how the funds were utilized and the associated outcomes,
31 including a detailed accounting of utilization of services and any
32 changes in the utilization as a result of this funding. The
33 department shall submit a final report of this information no later
34 than June 30, 2023. The department shall also conduct a comprehensive
35 study of the current rate structure paid to supported employment and
36 community inclusion providers. No later than October 1, 2022, the
37 department must submit to the governor and the appropriate committees
38 of the legislature a report of this study that includes, but is not
limited to, the following:

1 (i) An overview of the current system and how it
2 operates, including an overview of the current rate structure;

3 (ii) A description of the organizational components
4 and costs associated with the delivery of supported employment and
5 community inclusion services that achieve client outcomes;

6 (iii) A recommendation of the rates needed for
7 providers to cover their costs and maintain the infrastructure
8 required to achieve and support client outcomes; and

9 (iv) A recommendation for a methodology to utilize in
10 the future for regularly analyzing costs associated with service
11 delivery and the rate adjustments, and associated frequency of these
12 adjustments, needed to ensure that services achieve client outcomes.

13 (gg) \$1,413,000 of the general fund—state
14 appropriation for fiscal year 2023 and \$1,084,000 of the general fund
15 —federal appropriation are provided solely to hire additional staff
16 to reduce the timeline for completion of financial eligibility
17 determinations. No later than December 31, 2022, the department of
18 social and health services shall submit a preliminary report to the
19 appropriate committees of the legislature that details how the funds
20 were utilized and the associated outcomes, including, but not limited
21 to, a description of how the timeline for completion of these
22 determinations has changed. A final report of this information must
23 be submitted no later than June 30, 2023.

24 (hh) \$228,000 of the general fund—state appropriation
25 for fiscal year 2023 and \$284,000 of the general fund—federal
26 appropriation are provided solely to increase funding of the assisted
27 living medicaid methodology established in RCW 74.39A.032 to 68
28 percent of full methodology funding, effective July 1, 2022.

29 (ii) \$1,719,000 of the general fund—state
30 appropriation for fiscal year 2023 and \$49,000 of the general fund—
31 federal appropriation are provided solely for implementation of
32 Engrossed Substitute Senate Bill No. 5268 (dev. disability services).
33 If the bill is not enacted by June 30, 2022, the amounts provided in
34 this subsection shall lapse.

35 (jj) \$2,581,000 of the general fund—state
36 appropriation for fiscal year 2023 and \$2,060,000 of the general fund
37 —federal appropriation are provided solely for implementation of
38 Substitute Senate Bill No. 5819 (DDA no-paid caseload). If the bill

1 is not enacted by June 30, 2022, the amounts provided in this
2 subsection shall lapse.

3 (kk) \$54,000 of the general fund—state appropriation
4 for fiscal year 2023 is provided solely to implement Second
5 Substitute House Bill No. 1890 (children behavioral health). If the
6 bill is not enacted by June 30, 2022, the amount provided in this
7 subsection shall lapse.

8 (ll) \$8,428,000 of the general fund—state
9 appropriation for fiscal year 2023 and \$5,179,000 of the general fund
10 —federal appropriation are provided solely to implement Substitute
11 House Bill No. 1980 (concurrent services). If the bill is not enacted
12 by June 30, 2022, the amounts provided in this subsection shall
13 lapse.

14 (mm) \$100,000 of the general fund—state appropriation
15 for fiscal year 2023 is provided solely for the department to
16 contract with an organization that provides benefits planning
17 training to attorneys and other professionals to help them assist
18 individuals with developmental disabilities with retaining state and
19 federal benefits while working.

20 (2) INSTITUTIONAL SERVICES

21	General Fund—State Appropriation (FY 2022)	
22	((\$115,635,000))	
23		<u>\$110,829,000</u>
24	General Fund—State Appropriation (FY 2023)	
25	((\$125,463,000))	
26		<u>\$135,393,000</u>
27	General Fund—Federal Appropriation.	((\$241,480,000))
28		<u>\$253,002,000</u>
29	General Fund—Private/Local Appropriation.	\$27,043,000
30	TOTAL APPROPRIATION.	((\$509,621,000))
31		<u>\$526,267,000</u>

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

34 (a) Individuals receiving services as supplemental security
35 income (SSI) state supplemental payments may not become eligible for
36 medical assistance under RCW 74.09.510 due solely to the receipt of
37 SSI state supplemental payments.

1 (b) \$495,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$495,000 of the general fund—state appropriation for
3 fiscal year 2023 are for the department to fulfill its contracts with
4 the school districts under chapter 28A.190 RCW to provide
5 transportation, building space, and other support services as are
6 reasonably necessary to support the educational programs of students
7 living in residential habilitation centers.

8 (c) The residential habilitation centers may use funds
9 appropriated in this subsection to purchase goods, services, and
10 supplies through hospital group purchasing organizations when it is
11 cost-effective to do so.

12 (d) \$3,000 of the general fund—state appropriation for fiscal
13 year 2022 and ~~(((\$10,000))~~ \$21,000 of the general fund—state
14 appropriation for fiscal year 2023 are provided solely for a cost of
15 living increase adjustment to the personal needs allowance pursuant
16 to RCW 74.09.340.

17 (e) The department is directed to develop a plan to
18 reduce the footprint of the Rainier residential habilitation center
19 campus and other property facilities taking into consideration
20 recommendations of the Ruckleshaus residential habilitation center
21 work group report and the department's Rainier school master plan.

22 (i) The plan must include the following:

23 (A) Input from interested stakeholders to ensure a
24 thoughtful, safe, and well-supported residential transition to the
25 community;

26 (B) An outline for maintaining a state-operated safety
27 net for individuals who transition to the community and who may later
28 be in crisis or who need a greater level of care;

29 (C) Barriers to successful community transitions and
30 how to mitigate those;

31 (D) A report of stakeholder feedback received and how
32 it was incorporated or not into the plan; and

33 (E) A proposed timeline to implement the plan and a
34 target date for reducing the footprint of Rainier if the plan is
35 followed.

36 (ii) The stakeholders must include, at minimum:
37 Individuals who reside or have resided at Rainier within the last two
38 decades, families and guardians of individuals who reside or have

1 resided at Rainier, the city of Buckley, and current or former staff
2 at Rainier and their respective labor organizations.

3 (iii) The department must confer with and have
4 approval from the governor's office prior to submission of the plan.
5 A final plan shall be submitted to the governor and the appropriate
6 committees of the legislature no later than June 30, 2023.

7 (3) PROGRAM SUPPORT

8	General Fund—State Appropriation (FY 2022)	
9	((\$2,639,000))	
10		<u>\$2,717,000</u>
11	General Fund—State Appropriation (FY 2023)	
12	((\$2,688,000))	
13		<u>\$2,940,000</u>
14	General Fund—Federal Appropriation. . .	((\$3,192,000))
15		<u>\$3,233,000</u>
16	TOTAL APPROPRIATION.	((\$8,519,000))
17		<u>\$8,890,000</u>

18 (4) SPECIAL PROJECTS

19	General Fund—State Appropriation (FY 2022)	((\$61,000))
20		<u>\$94,000</u>
21	General Fund—State Appropriation (FY 2023)	((\$61,000))
22		<u>\$66,000</u>
23	General Fund—Federal Appropriation. . .	((\$1,090,000))
24		<u>\$1,125,000</u>
25	TOTAL APPROPRIATION.	((\$1,212,000))
26		<u>\$1,285,000</u>

27 **Sec. 204 .**

28 2021 c 334 s 204 (uncodified) is amended to read as follows:

29 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—AGING AND ADULT**
30 **SERVICES PROGRAM**

31	General Fund—State Appropriation (FY 2022)	
32	((\$1,422,098,000))	
33		<u>\$1,344,251,000</u>
34	General Fund—State Appropriation (FY 2023)	
35	((\$1,783,367,000))	
36		<u>\$2,049,486,000</u>
37	General Fund—Federal Appropriation.	((\$4,517,927,000))

1		<u>\$4,913,077,000</u>
2	General Fund—Private/Local Appropriation.	\$37,804,000
3	Traumatic Brain Injury Account—State Appropriation	
4	((\$4,544,000))	
5		<u>\$5,586,000</u>
6	Skilled Nursing Facility Safety Net Trust Account—	
7	State Appropriation.	\$133,360,000
8	Long-Term Services and Supports Trust Account—State	
9	Appropriation.	((\$10,873,000))
10		<u>\$15,003,000</u>
11	TOTAL APPROPRIATION.	((\$7,909,973,000))
12		<u>\$8,498,567,000</u>

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

15 (1)(a) For purposes of implementing chapter 74.46 RCW, the
16 weighted average nursing facility payment rate may not exceed \$259.84
17 for fiscal year 2022 and may not exceed (~~(\$279.84)~~)\$319.82 for fiscal
18 year 2023.

19 (b) The department shall provide a medicaid rate add-on to
20 reimburse the medicaid share of the skilled nursing facility safety
21 net assessment as a medicaid allowable cost. The nursing facility
22 safety net rate add-on may not be included in the calculation of the
23 annual statewide weighted average nursing facility payment rate.

24 (2) In accordance with RCW 18.51.050, 18.20.050, 70.128.060, and
25 43.135.055, the department is authorized to increase nursing
26 facility, assisted living facility, and adult family home fees as
27 necessary to fully support the actual costs of conducting the
28 licensure, inspection, and regulatory programs. The license fees may
29 not exceed the department's annual licensing and oversight activity
30 costs and shall include the department's cost of paying providers for
31 the amount of the license fee attributed to medicaid clients.

32 (a) The current annual renewal license fee for adult family homes
33 is \$225 per bed beginning in fiscal year 2022 and \$225 per bed
34 beginning in fiscal year 2023. A processing fee of \$2,750 must be
35 charged to each adult family home when the home is initially
36 licensed. This fee is nonrefundable. A processing fee of \$700 shall
37 be charged when adult family home providers file a change of
38 ownership application.

1 (b) The current annual renewal license fee for assisted living
2 facilities is \$116 per bed beginning in fiscal year 2022 and \$116 per
3 bed beginning in fiscal year 2023.

4 (c) The current annual renewal license fee for nursing facilities
5 is \$359 per bed beginning in fiscal year 2022 and \$359 per bed
6 beginning in fiscal year 2023.

7 (3) The department is authorized to place long-term care clients
8 residing in nursing homes and paid for with state-only funds into
9 less restrictive community care settings while continuing to meet the
10 client's care needs.

11 (4) (i) \$6,113,000 of the general fund—state appropriation for
12 fiscal year 2022, \$19,799,000 of the general fund—state appropriation
13 for fiscal year 2023, and \$37,161,000 of the general fund—federal
14 appropriation are provided solely for the implementation of the
15 agreement reached between the governor and the service employees
16 international union healthcare 775nw under the provisions of chapters
17 74.39A and 41.56 RCW for the 2021-2023 fiscal biennium, as provided
18 in section 946 of this act.

19 (ii) \$18,787,000 of the general fund—state
20 appropriation for fiscal year 2023 and \$23,910,000 of the general
21 fund—federal appropriation are provided solely for the implementation
22 of the agreement reached between the governor and the service
23 employees international union healthcare 775nw under the provisions
24 of chapters 74.39A and 41.56 RCW for fiscal year 2023, as provided in
25 section 939 of this act.

26 (5) (i) \$1,941,000 of the general fund—state appropriation for
27 fiscal year 2022, \$6,439,000 of the general fund—state appropriation
28 for fiscal year 2023, and \$12,064,000 of the general fund—federal
29 appropriation are provided solely for the homecare agency parity
30 impacts of the agreement between the governor and the service
31 employees international union healthcare 775nw.

32 (ii) \$6,028,000 of the general fund—state
33 appropriation for fiscal year 2023 and \$7,669,000 of the general fund
34 —federal appropriation are provided solely for the homecare agency
35 parity impacts of the agreement between the governor and the service
36 employees international union healthcare 775nw.

37 (6) The department may authorize a one-time waiver of all or any
38 portion of the licensing and processing fees required under RCW
39 70.128.060 in any case in which the department determines that an

1 adult family home is being relicensed because of exceptional
2 circumstances, such as death or incapacity of a provider, and that to
3 require the full payment of the licensing and processing fees would
4 present a hardship to the applicant. In these situations the
5 department is also granted the authority to waive the required
6 residential administrator training for a period of 120 days if
7 necessary to ensure continuity of care during the relicensing
8 process.

9 (7) In accordance with RCW 18.390.030, the biennial registration
10 fee for continuing care retirement communities shall be \$900 for each
11 facility.

12 (8) Within amounts appropriated in this subsection, the
13 department shall assist the legislature to continue the work of the
14 joint legislative executive committee on planning for aging and
15 disability issues.

16 (a) A joint legislative executive committee on aging and
17 disability is continued, with members as provided in this subsection.

18 (i) Four members of the senate, with the leaders of the two
19 largest caucuses each appointing two members, and four members of the
20 house of representatives, with the leaders of the two largest
21 caucuses each appointing two members;

22 (ii) A member from the office of the governor, appointed by the
23 governor;

24 (iii) The secretary of the department of social and health
25 services or his or her designee;

26 (iv) The director of the health care authority or his or her
27 designee;

28 (v) A member from disability rights Washington and a member from
29 the office of long-term care ombuds;

30 (vi) The insurance commissioner or his or her designee, who shall
31 serve as an ex officio member; and

32 (vii) Other agency directors or designees as necessary.

33 (b) The committee must make recommendations and continue to
34 identify key strategic actions to prepare for the aging of the
35 population in Washington and to serve people with disabilities,
36 including state budget and policy options, and may conduct, but are
37 not limited to, the following tasks:

38 (i) Identify strategies to better serve the health care needs of
39 an aging population and people with disabilities to promote healthy
40 living and palliative care planning;

1 (ii) Identify strategies and policy options to create financing
2 mechanisms for long-term service and supports that allow individuals
3 and families to meet their needs for service;

4 (iii) Identify policies to promote financial security in
5 retirement, support people who wish to stay in the workplace longer,
6 and expand the availability of workplace retirement savings plans;

7 (iv) Identify ways to promote advance planning and advance care
8 directives and implementation strategies for the Bree collaborative
9 palliative care and related guidelines;

10 (v) Identify ways to meet the needs of the aging demographic
11 impacted by reduced federal support;

12 (vi) Identify ways to protect the rights of vulnerable adults
13 through assisted decision-making and guardianship and other relevant
14 vulnerable adult protections;

15 (vii) Identify options for promoting client safety through
16 residential care services and consider methods of protecting older
17 people and people with disabilities from physical abuse and financial
18 exploitation; and

19 (viii) Identify other policy options and recommendations to help
20 communities adapt to the aging demographic in planning for housing,
21 land use, and transportation.

22 (c) Staff support for the committee shall be provided by the
23 office of program research, senate committee services, the office of
24 financial management, and the department of social and health
25 services.

26 (d) Within existing appropriations, the cost of meetings must be
27 paid jointly by the senate, house of representatives, and the office
28 of financial management. Joint committee expenditures and meetings
29 are subject to approval by the senate facilities and operations
30 committee and the house of representatives executive rules committee,
31 or their successor committees. Meetings of the task force must be
32 scheduled and conducted in accordance with the rules of both the
33 senate and the house of representatives. The joint committee members
34 may be reimbursed for travel expenses as authorized under RCW
35 43.03.050 and 43.03.060, and chapter 44.04 RCW as appropriate.
36 Advisory committee members may not receive compensation or
37 reimbursement for travel and expenses.

38 (9) Appropriations in this section are sufficient to fund
39 discharge case managers stationed at the state psychiatric hospitals.
40 Discharge case managers will transition clients ready for hospital

1 discharge into less restrictive alternative community placements. The
2 transition of clients ready for discharge will free up bed capacity
3 at the state psychiatric hospitals.

4 (10) Appropriations in this section are sufficient to fund
5 financial service specialists stationed at the state psychiatric
6 hospitals. Financial service specialists will help to transition
7 clients ready for hospital discharge into alternative community
8 placements. The transition of clients ready for discharge will free
9 up bed capacity at the state hospitals.

10 (11) The department shall continue to administer (~~initiative 2~~
11 ~~of the medicaid transformation waiver that provides~~) tailored
12 support for older adults and medicaid alternative care as described
13 in initiative 2 of the (~~medicaid transformation~~) 1115 demonstration
14 waiver (~~under healthier Washington~~). This initiative will be funded
15 by the health care authority (~~with~~) through the medicaid quality
16 improvement program. The secretary in collaboration with the director
17 of the health care authority shall report to the office of financial
18 management all (~~of the~~) expenditures of this subsection and shall
19 provide such fiscal data in the time, manner, and form requested. The
20 department shall not increase general fund—state expenditures on this
21 initiative.

22 (12) (i) \$3,378,000 of the general fund—state appropriation for
23 fiscal year 2022, \$5,561,000 of the general fund—state appropriation
24 for fiscal year 2023, and \$11,980,000 of the general fund—federal
25 appropriation are provided solely for the implementation of an
26 agreement reached between the governor and the adult family home
27 council under the provisions of chapter 41.56 RCW for the 2021-2023
28 fiscal biennium, as provided in section 948 of this act.

29 (ii) \$8,922,000 of the general fund—state
30 appropriation for fiscal year 2023 and \$8,212,000 of the general fund
31 —federal appropriation are provided solely for the implementation of
32 an agreement reached between the governor and the adult family home
33 council under the provisions of chapter 41.56 RCW for fiscal year
34 2023, as provided in section 941 of this act.

35 (13) \$1,761,000 of the general fund—state appropriation for
36 fiscal year 2022, \$1,761,000 of the general fund—state appropriation
37 for fiscal year 2023, and \$4,162,000 of the general fund—federal
38 appropriation are provided solely for case managers at the area
39 agencies on aging to coordinate care for medicaid clients with mental

1 illness who are living in their own homes. Work shall be accomplished
2 within existing standards for case management and no requirements
3 will be added or modified unless by mutual agreement between the
4 department of social and health services and area agencies on aging.

5 (14) Appropriations provided in this section are sufficient for
6 the department to contract with an organization to provide
7 educational materials, legal services, and attorney training to
8 support persons with dementia. The funding provided in this
9 subsection must be used for:

10 (a) An advance care and legal planning toolkit for persons and
11 families living with dementia, designed and made available online and
12 in print. The toolkit should include educational topics including,
13 but not limited to:

14 (i) The importance of early advance care, legal, and financial
15 planning;

16 (ii) The purpose and application of various advance care, legal,
17 and financial documents;

18 (iii) Dementia and capacity;

19 (iv) Long-term care financing considerations;

20 (v) Elder and vulnerable adult abuse and exploitation;

21 (vi) Checklists such as "legal tips for caregivers," "meeting
22 with an attorney," and "life and death planning;"

23 (vii) Standardized forms such as general durable power of
24 attorney forms and advance health care directives; and

25 (viii) A selected list of additional resources.

26 (b) Webinars about the dementia legal and advance care planning
27 toolkit and related issues and topics with subject area experts. The
28 subject area expert presenters must provide their services in-kind,
29 on a volunteer basis.

30 (c) Continuing legal education programs for attorneys to advise
31 and assist persons with dementia. The continuing education programs
32 must be offered at no cost to attorneys who make a commitment to
33 participate in the pro bono program.

34 (d) Administrative support costs to develop intake forms and
35 protocols, perform client intake, match participating attorneys with
36 eligible clients statewide, maintain records and data, and produce
37 reports as needed.

38 (15) Appropriations provided in this section are sufficient to
39 continue community alternative placement beds that prioritize the
40 transition of clients who are ready for discharge from the state

1 psychiatric hospitals, but who have additional long-term care or
2 developmental disability needs.

3 (a) Community alternative placement beds include enhanced service
4 facility beds, adult family home beds, skilled nursing facility beds,
5 shared supportive housing beds, state operated living alternative
6 beds, assisted living facility beds, adult residential care beds, and
7 specialized dementia beds.

8 (b) Each client must receive an individualized assessment prior
9 to leaving one of the state psychiatric hospitals. The individualized
10 assessment must identify and authorize personal care, nursing care,
11 behavioral health stabilization, physical therapy, or other necessary
12 services to meet the unique needs of each client. It is the
13 expectation that, in most cases, staffing ratios in all community
14 alternative placement options described in (a) of this subsection
15 will need to increase to meet the needs of clients leaving the state
16 psychiatric hospitals. If specialized training is necessary to meet
17 the needs of a client before he or she enters a community placement,
18 then the person centered service plan must also identify and
19 authorize this training.

20 (c) When reviewing placement options, the department must
21 consider the safety of other residents, as well as the safety of
22 staff, in a facility. An initial evaluation of each placement,
23 including any documented safety concerns, must occur within thirty
24 days of a client leaving one of the state psychiatric hospitals and
25 entering one of the community placement options described in (a) of
26 this subsection. At a minimum, the department must perform two
27 additional evaluations of each placement during the first year that a
28 client has lived in the facility.

29 (d) In developing bed capacity, the department shall consider the
30 complex needs of individuals waiting for discharge from the state
31 psychiatric hospitals.

32 (16) No later than December 31, 2021, the department of social
33 and health services and the health care authority shall submit a
34 waiver request to the federal department of health and human services
35 to authorize presumptive medicaid eligibility determinations for
36 clients preparing for acute care hospital discharge who may need
37 long-term services and supports. The department and the authority
38 shall hold stakeholder discussions, including opportunities for
39 public review and comment, during development of the waiver request.
40 Upon submission of the waiver request, the department and the

1 authority shall submit a report to the governor and the appropriate
2 legislative committees that describes the request and identifies any
3 statutory changes that may be necessary if the federal government
4 approves the request.

5 (17) The annual certification renewal fee for community
6 residential service businesses is \$859 per client in fiscal year 2022
7 and \$859 per client in fiscal year 2023. The annual certification
8 renewal fee may not exceed the department's annual licensing and
9 oversight activity costs.

10 (18) The appropriations in this section include sufficient
11 funding to implement chapter 220, Laws of 2020 (adult family homes/8
12 beds). A nonrefundable fee of \$485 shall be charged for each
13 application to increase bed capacity at an adult family home to seven
14 or eight beds.

15 (19) \$261,000 of the general fund—state appropriation for fiscal
16 year 2022, \$320,000 of the general fund—state appropriation for
17 fiscal year 2023, and \$861,000 of the general fund—federal
18 appropriation are provided solely to increase the administrative rate
19 for home care agencies by five cents per hour effective July 1, 2021.

20 (20) The department of social and health services must claim the
21 enhanced federal medical assistance participation rate for home and
22 community-based services offered under section 9817 of the American
23 rescue plan act of 2021 (ARPA). Appropriations made that constitute
24 supplementation of home and community-based services as defined in
25 section 9817 of ARPA are listed in LEAP omnibus document HCBS-2021.

26 (21) \$1,458,000 of the general fund—state appropriation for
27 fiscal year 2022 and \$1,646,000 of the general fund—state
28 appropriation for fiscal year 2023 are provided solely for the
29 department to provide personal care services for up to 20 clients who
30 are not United States citizens and who are ineligible for medicaid
31 upon their discharge from an acute care hospital. The department must
32 prioritize the funding provided in this subsection for such clients
33 in acute care hospitals who are also on the department's wait list
34 for services.

35 (22) \$750,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$750,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for community-based dementia
38 education and support activities in two areas of the state, including

1 dementia resource catalyst staff and direct services for people with
2 dementia and their caregivers.

3 (23) \$237,000 of the general fund—state appropriation for fiscal
4 year 2022, \$226,000 of the general fund—state appropriation for
5 fiscal year 2023, and \$572,000 of the general fund—federal
6 appropriation are provided solely to implement Substitute House Bill
7 No. 1218 (long-term care residents). ~~((If the bill is not enacted by
8 June 30, 2021, the amounts provided in this subsection shall lapse.))~~

9 (24) ~~((~~\$345,000 of the general fund state appropriation for
10 fiscal year 2022, \$50,000 of the general fund state appropriation for
11 fiscal year 2023, and \$336,000 of the general fund federal
12 appropriation are provided solely to implement Second Substitute
13 House Bill No. 1127 (COVID-19 health data privacy). If the bill is
14 not enacted by June 30, 2021, the amounts provided in this subsection
15 shall lapse.~~~~

16 ~~((25))~~) \$4,329,000 of the general fund—state
17 appropriation for fiscal year 2022 and \$4,329,000 of the general fund
18 —state appropriation for fiscal year 2023 are provided solely for
19 services and support to individuals who are deaf, hard of hearing, or
20 deaf-blind.

21 ~~((~~(26) \$41,117,000~~))~~ (25) \$85,981,000 of the
22 general fund—state appropriation for fiscal year 2022, \$85,463,000 of
23 the general fund—state appropriation for fiscal year 2023, and
24 ~~((~~\$101,715,000~~))~~ \$292,979,000 of the general fund—federal
25 appropriation are provided solely ~~((to continue providing))~~ for rate
26 add-ons for contracted service providers to address the increased
27 costs associated with serving clients during the COVID-19 pandemic
28 ~~((through the end of calendar year 2021))~~. Beginning July 1, 2022,
29 the rate add-ons shall be reduced by 20 percent every two fiscal
30 quarters.

31 ~~((~~(27)~~))~~ (26) \$11,609,000 of the general
32 fund—state appropriation for fiscal year 2023 and \$11,609,000 of the
33 general fund—federal appropriation are provided solely to increase
34 the fixed rate paid for skilled nursing facility medicaid direct care
35 to one hundred and five percent of statewide case mix neutral median
36 costs.

37 ~~((~~(28)~~))~~ (27) Within the amounts provided in
38 this section, the department of social and health services must

1 develop a statewide agency emergency preparedness plan with which to
2 respond to future public health emergencies.

3 ~~((29))~~ (28) The traumatic brain injury
4 council shall collaborate with other state agencies in their efforts
5 to address traumatic brain injuries to ensure that efforts are
6 complimentary and continue to support the state's broader efforts to
7 address this issue.

8 ~~((30))~~ (29) \$1,858,000 of the general fund
9 —state appropriation for fiscal year 2022 and \$1,857,000 of the
10 general fund—state appropriation for fiscal year 2023 are provided
11 solely for operation of the volunteer services program. Funding must
12 be prioritized towards serving populations traditionally served by
13 long-term care services to include senior citizens and persons with
14 disabilities.

15 ~~((31))~~ (30) \$479,000 of the general fund—
16 state appropriation for fiscal year 2022 and \$479,000 of the general
17 fund—state appropriation for fiscal year 2023 are provided solely for
18 the kinship navigator program in the Colville Indian reservation,
19 Yakama Nation, and other tribal areas.

20 ~~((32))~~ (31) Within available funds, the
21 aging and long term support administration must maintain a unit
22 within adult protective services that specializes in the
23 investigation of financial abuse allegations and self-neglect
24 allegations.

25 ~~((33))~~ (32) \$1,344,000 of the general fund
26 —state appropriation for fiscal year 2022 and \$1,344,000 of the
27 general fund—state appropriation for fiscal year 2023 are provided
28 solely for the kinship care support program.

29 ~~((34) \$10,797,000)~~ (33) \$7,938,000 of the
30 general fund—state appropriation for fiscal year 2022,
31 ~~((11,477,000))~~ \$13,412,000 of the general fund—state appropriation
32 for fiscal year 2023, and ~~((23,946,000))~~ \$22,456,000 of the general
33 fund—federal appropriation are provided solely for nursing home
34 services and emergent building costs at the transitional care center
35 of Seattle. No later than December 1, 2022, the department must
36 submit to the appropriate fiscal committees of the legislature a
37 report that includes, but is not limited to:

1 (a) An itemization of the costs associated with providing direct
2 care services to residents and managing and caring for the facility;
3 and

4 (b) An examination of the impacts of this facility on clients and
5 providers of the long-term care and medical care sectors of the state
6 that includes, but is not limited to:

7 (i) An analysis of areas that have realized cost containment or
8 savings as a result of this facility;

9 (ii) A comparison of individuals transitioned from hospitals to
10 this facility compared to other skilled nursing facilities over the
11 same period of time; and

12 (iii) Impacts of this facility on lengths of stay in acute care
13 hospitals, other skilled nursing facility, and transitions to home
14 and community-based settings.

15 ~~((35))~~ (34) \$58,000 of the general fund—
16 state appropriation for fiscal year 2022 and \$90,000 of the general
17 fund—federal appropriation are provided solely for implementation of
18 Engrossed Substitute Senate Bill No. 5229 (health equity continuing
19 education). ~~((If the bill is not enacted by June 30, 2021, the
20 amounts provided in this subsection shall lapse.~~

21 ~~(36))~~ (35) \$50,000 of the general fund—
22 state appropriation for fiscal year 2022 is provided solely for fall
23 prevention training. The department of social and health services
24 will provide one-time grant funding to an association representing
25 long-term care facilities to develop and provide fall prevention
26 training for long-term care facilities. The training must include
27 information about environmental modifications to help reduce falls,
28 tools to assess an individual's risk for falling, and evidence-based
29 interventions for reducing falls amongst individuals with dementia or
30 cognitive impairments. The training must be offered at no cost and
31 made available online for the general public to access at any time.
32 The recipient of the grant funds must work with the department of
33 social and health services and the department of health on developing
34 and promoting the training.

35 ~~((37))~~ (36) \$4,504,000 of the general fund
36 —state appropriation for fiscal year 2022, \$9,072,000 of the general
37 fund—state appropriation for fiscal year 2023, and \$452,000 of the
38 general fund—federal appropriation are provided solely for behavioral
39 health personal care services for individuals with exceptional care

1 needs due to their psychiatric diagnosis as determined through the
2 department's CARE assessment and for three full-time positions to
3 coordinate with the health care authority and medicaid managed care
4 organizations for the care of these individuals. Future caseload and
5 per capita changes for behavioral health personal care services will
6 be incorporated into the department's medicaid forecast. The
7 department shall coordinate with the authority for purposes of
8 developing and submitting to the centers for medicare and medicaid, a
9 1915(i) state plan.

10 ~~((38))~~ (37) Within existing
11 appropriations, and no later than December 31, 2021, the department
12 of social and health services must work with stakeholders to consider
13 modifications to current practices that address the current
14 challenges adult family homes are facing with acquiring and
15 maintaining liability insurance coverage. In consultation with
16 stakeholders, the department of social and health services must:

17 (a) Transition language contained in citation and enforcement
18 actions to plain talk language that helps insurers and consumers
19 understand the nature of the regulatory citations; and

20 (b) Display the severity and resolution of citation and
21 enforcement actions in plain talk language for consumers and insurers
22 to better understand the nature of the situation.

23 ~~((39))~~ (38) \$435,000 of the general fund—
24 state appropriation for fiscal year 2022 and \$435,000 of the general
25 fund—state appropriation for fiscal year 2023 are provided solely to
26 continue the current pilot project in Pierce county to provide
27 personal care services to homeless seniors and people with
28 disabilities from the time the person presents at a shelter to the
29 time they become eligible for medicaid and to establish two new pilot
30 project sites in King county, one site in Clark county, and one site
31 in Spokane county. The department of social and health services shall
32 submit a report by December 1, 2022, to the governor and appropriate
33 legislative committees that addresses the following for each site:

34 (a) The number of people served in the pilot;

35 (b) The number of people served in the pilot who transitioned to
36 medicaid personal care;

37 (c) The number of people served in the pilot who found stable
38 housing; and

39 (d) Any additional information or data deemed relevant by the
40 contractors or the department of social and health services.

1 (~~(40)~~) (39) \$3,063,000 of the general fund
2 —state appropriation for fiscal year 2022 and \$4,517,000 of the
3 general fund—federal appropriation is provided solely to offset
4 COVID-19 related cost impacts on the in-home medicaid long-term care
5 case management program operated by area agencies on aging.

6 (~~(41)~~) (40) Appropriations provided in
7 this section are sufficient to implement Substitute Senate Bill No.
8 5258 (consumer directed employers).

9 (~~(42)~~) (41) \$69,000 of the general fund—
10 state appropriation for fiscal year 2022, \$65,000 of the general fund
11 —state appropriation for fiscal year 2023, and \$98,000 of the general
12 fund—federal appropriation are provided solely to implement 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 (~~(43)~~) (42) \$75,000 of the general fund—
17 state appropriation for fiscal year 2022, \$54,000 of the general fund
18 —state appropriation for fiscal year 2023, and \$130,000 of the
19 general fund—federal appropriation are provided solely to implement
20 Substitute House Bill No. 1411 (health care workforce). (~~If the bill~~
21 ~~is not enacted by June 30, 2021, the amounts provided in this~~
22 ~~subsection shall lapse.~~

23 (~~(44)~~) (43) \$15,000 of the general fund—
24 state appropriation for fiscal year 2022, (~~(\$51,000)~~)\$111,000 of the
25 general fund—state appropriation for fiscal year 2023, and
26 (~~(\$32,000)~~)\$61,000 of the general fund—federal appropriation are
27 provided solely for a cost of living adjustment to the personal needs
28 allowance pursuant to RCW 74.09.340.

29 (44) \$12,890,000 of the general fund—state
30 appropriation for fiscal year 2023 and \$12,891,000 of the general
31 fund—federal appropriation are provided solely to adjust the minimum
32 occupancy assumption used to calculate the indirect care median to 75
33 percent.

34 (45) \$38,265,000 of the general fund—state
35 appropriation for fiscal year 2023 and \$48,666,000 of the general
36 fund—federal appropriation are provided solely for the purposes of
37 settling all claims in the two related cases *Liang et al v.*
38 *Washington DSHS et al*, Thurston county superior court case no.
39 20-2-02506-34 and *SEIU 775 v. Washington DSHS et al*, Thurston county

1 superior court case no. 18-2-05584-34, Washington supreme court case
2 no. 99658-8. The expenditure of these amounts is contingent upon the
3 release of all claims in both cited cases, and total settlement costs
4 shall not exceed the amounts provided in this subsection and section
5 203(1)(y) of this act. If the settlement agreement is not fully
6 executed and approved by the Thurston county superior court by June
7 30, 2023, the amounts provided in this subsection shall lapse.

8 (46) \$799,000 of the general fund—state appropriation
9 for fiscal year 2023 and \$1,016,000 of the general fund—federal
10 appropriation are provided solely to make up for a gap in the
11 employer tax rates paid to agency providers. Funds must be used to
12 ensure wages and benefits of home care agency workers who provide
13 direct care are increased to satisfy wage parity requirements set
14 forth in RCW 74.39A.310, except in situations where agency providers
15 covered the gap in the tax rate by reducing agency administrative
16 expenses.

17 (47) \$133,000 of the general fund—state appropriation
18 for fiscal year 2022, \$181,000 of the general fund—state
19 appropriation for fiscal year 2023, and \$313,000 of the general fund—
20 federal appropriation are provided solely to continue the overpayment
21 resolution team through the 2021-2023 fiscal biennium. No later than
22 June 30, 2023, the department shall submit to the appropriate
23 committees of the legislature a report describing the work undertaken
24 by this team and the associated outcomes.

25 (48) \$1,081,000 of the general fund—state
26 appropriation for fiscal year 2023 and \$1,200,000 of the general fund
27 —federal appropriation are provided solely to increase rates by 20
28 percent for in-home private duty nursing agencies and to increase
29 rates by 10 percent for private duty nursing adult family homes
30 effective July 1, 2022.

31 (49) \$1,750,000 of the general fund—state
32 appropriation for fiscal year 2023 and \$350,000 of the general fund—
33 federal appropriation are provided solely for area agency on aging
34 care coordinators stationed in acute care hospitals to help
35 transition clients ready for hospital discharge into home and
36 community-based settings. Care coordinators shall keep data on
37 numbers of patients discharged and readmission impacts and report
38 that information to the department of social and health services.

1 (50) \$23,000 of the general fund—state appropriation
2 for fiscal year 2022, \$15,879,000 of the general fund—state
3 appropriation for fiscal year 2023, and \$17,378,000 of the general
4 fund—federal appropriation are provided solely to increase funding of
5 the assisted living medicaid methodology established in RCW
6 74.39A.032 and of the specialized dementia care rate methodology to
7 68 percent of full methodology funding, effective July 1, 2022.

8 (a) Of the amounts provided in this subsection,
9 \$23,000 of the general fund—state appropriation for fiscal year 2022,
10 \$39,000 of the general fund—state appropriation for fiscal year 2023,
11 and \$62,000 of the general fund—federal appropriation are provided
12 solely for a one-time project staff position at the department to
13 develop and submit a report to the governor and appropriate
14 legislative committees no later than December 30, 2022. The report
15 must include a review and summary of discharge regulations and
16 notification requirements for assisted living providers and include
17 recommendations related to disclosure of providers' terms and
18 conditions for medicaid acceptance.

19 (b) Following the submission of the report in (a) of
20 this subsection and through the end of the 2021-2023 fiscal biennium,
21 the department shall regularly review and report on medicaid resident
22 utilization of and access to assisted living facilities.

23 (51) \$12,000,000 of the general fund—state
24 appropriation for fiscal year 2023 and \$12,000,000 of the general
25 fund—federal appropriation are provided solely to increase the rate
26 paid for area agency on aging case management services by 23 percent.

27 (52) \$68,000 of the general fund—state appropriation
28 for fiscal year 2023 and \$67,000 of the general fund—federal
29 appropriation are provided solely for implementation of Senate Bill
30 No. 5866 (medicaid LTSS/tribes). If the bill is not enacted by June
31 30, 2022, the amounts provided in this subsection shall lapse.

32 (53) \$24,138,000 of the general fund—state
33 appropriation for fiscal year 2023 and \$24,138,000 of the general
34 fund—federal appropriation are provided solely to increase skilled
35 nursing facility medicaid rates in order to increase low-wage direct
36 and indirect care worker wages by up to four dollars per hour
37 effective July 1, 2022. Funding provided in this subsection is
38 provided for purposes of wage equity.

1 (a) Of the amounts provided in this subsection,
2 \$21,910,000 of the general fund—state appropriation for fiscal year
3 2023 and \$21,910,000 of the general fund—federal appropriation are
4 provided solely to increase the fixed rate paid for direct care to no
5 less than 111 percent of statewide case mix neutral median costs to
6 increase low-wage direct care worker wages by up to four dollars per
7 hour effective July 1, 2022. For the purpose of this subsection,
8 "low-wage direct care workers" means certified nursing assistants,
9 dietary workers, laundry workers, and other workers who provide
10 direct care to patients and who have no managerial roles. The
11 department shall determine each facility-specific wage equity funding
12 amount in the direct care rate component by comparing the rate at 105
13 percent of the direct care median to the rate at 111 percent of the
14 direct care median, and by multiplying the rate difference by the
15 actual paid medicaid days over the July 1, 2022, through June 30,
16 2023 period.

17 (b) Of the amounts provided in this subsection,
18 \$2,229,000 of the general fund—state appropriation for fiscal year
19 2023 and \$2,228,000 of the general fund—federal appropriation are
20 provided solely to increase the fixed rate paid for indirect care to
21 no less than 92 percent of statewide median costs to increase low-
22 wage indirect care worker wages by up to four dollars per hour
23 effective July 1, 2022. For the purpose of this subsection, "low-wage
24 indirect care workers" means central supply workers and housekeeping
25 workers. The department shall determine each facility-specific wage
26 equity funding amount for the indirect care rate component by
27 comparing the rate at 90 percent of the indirect care median to the
28 rate at 92 percent of the indirect care median, and by multiplying
29 the rate difference by the actual paid medicaid days over the July 1,
30 2022, through June 30, 2023 period.

31 (c) Working with stakeholders, the department shall
32 develop and adopt rules to establish a verification process for each
33 skilled nursing facility provider to demonstrate how the provider has
34 used its wage equity funding to increase wages for low-wage workers
35 by up to four dollars per hour, and for the department to recover any
36 funding difference between each provider's wage equity funding and
37 the amount of wage equity funding that the provider utilizes to
38 increase low-wage worker wages. The verification process must use
39 wages paid as of December 31, 2021, as the base wage to compare

1 providers' wage spending in the designated job categories to the
2 facility-specific amounts of wage equity funding provided in (a) and
3 (b) of this subsection, excluding any amounts adjusted by settlement.
4 The verification and recovery process in this subsection is a
5 distinct and separate process from the settlement process described
6 in RCW 74.46.022.

7 (d) It is the intent of the legislature that wage
8 equity funding provided in this subsection be carried forward into
9 the department's appropriation for the 2023-2025 fiscal biennium.

10 (54) \$350,000 of the general fund—state appropriation
11 for fiscal year 2023 is provided solely for a study of the
12 feasibility of placing individuals under the jurisdiction of the
13 department of corrections in nursing home facilities licensed or to
14 be licensed by the department to better meet the client's care needs.
15 By October 1, 2022, in collaboration with the department of
16 corrections and the health care authority, the department must submit
17 a preliminary report to the governor and the relevant fiscal and
18 policy committees of the legislature. At a minimum, the preliminary
19 report must review the medical, behavioral health, and long-term care
20 needs of the individuals and assess whether the state could obtain
21 and be eligible for federal funding for providing health care and
22 long-term care services for individuals under the jurisdiction of the
23 department of corrections placed in nursing home facilities. By June
24 30, 2023, the department, in collaboration with the department of
25 corrections, must submit a final report to the governor and the
26 relevant fiscal and policy committees of the legislature. The final
27 report shall:

28 (a) Assess the relevant characteristics and needs of
29 the potential patient population;

30 (b) Assess the feasibility, daily operating costs,
31 staffing needs, and other relevant factors of potential locations or
32 contractors, including the Maple Lane corrections center, for
33 placement of long-term care individuals under the jurisdiction of the
34 department of corrections for a potential nursing home facility to be
35 licensed by the department;

36 (c) A cost-benefit analysis of placing individuals
37 under the jurisdiction of department of corrections clients in
38 potential facilities identified in subsection (b) of this subsection,
39 including the possibility or absence of federal funding for
40 operations. The department of corrections must provide daily

1 operating costs of prisons where these individuals may be coming
2 from, the fiscal year 2021 daily costs per incarcerated individual
3 assigned to the sage living unit, and the costs associated with
4 electronic home monitoring costs per individual. This analysis shall
5 take into account both state-run and privately contracted options;

6 (d) Assess the ability of potential facilities
7 identified in subsection (b) of this subsection to better meet
8 clients' medical and personal needs; and

9 (e) Assess the ability to provide medicaid funded
10 services to meet the health care needs of these individuals.

11 (55) \$438,000 of the general fund—state appropriation
12 for fiscal year 2023 and \$558,000 of the general fund—federal
13 appropriation are provided solely to increase the rates paid for
14 adult day health and adult day care providers effective July 1, 2022,
15 by the amount of the temporary rate add-on in effect through June 30,
16 2022.

17 (56) \$900,000 of the general fund—state appropriation
18 for fiscal year 2023 is provided solely to expand the availability of
19 home-delivered meals for eligible long-term care clients.

20 (57) \$82,000 of the general fund—state appropriation
21 for fiscal year 2023 and \$82,000 of the general fund—federal
22 appropriation are provided solely to implement Substitute House Bill
23 No. 1980 (concurrent services). If the bill is not enacted by June
24 30, 2022, the amounts provided in this subsection shall lapse.

25 (58) The long-term services and supports trust
26 commission established in RCW 50B.04.030 must submit the results of
27 the following activities, including any legislative recommendations,
28 to the governor and appropriate legislative committees no later than
29 January 1, 2023:

30 (a) The commission shall develop options for allowing
31 persons who become qualified individuals and subsequently move
32 outside of Washington to access benefits in another state if they
33 meet the minimum assistance requirements to become an eligible
34 beneficiary. The commission must include consideration of options for
35 conducting eligibility determinations for qualified individuals who
36 subsequently move outside of Washington, alternative forms of
37 benefits for out-of-state eligible beneficiaries, methods of cross-
38 state coordination on long-term services and supports providers, and
39 timing implications of extending benefits to out-of-state eligible

1 beneficiaries with respect to short-term program implementation and
2 long-term collaboration with other states establishing similar
3 programs.

4 (b) The commission shall develop options for requiring
5 the ongoing verification of the maintenance of long-term care
6 insurance coverage by persons who have received an exemption under
7 RCW 50B.04.085, including consideration of procedures that minimize
8 administrative burden, minimize negative impact on long-term services
9 and supports trust account solvency, and incentivize maintenance of
10 coverage.

11 (c) The commission shall develop options for providing
12 workers who have received exemptions based on having private long-
13 term care insurance pursuant to RCW 50B.04.085 an opportunity to
14 rescind their exemption and permanently reenter the long-term
15 services and supports trust program.

16 **Sec. 205 .**

17 2021 c 334 s 205 (uncodified) is amended to read as follows:

18 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ECONOMIC SERVICES**
19 **PROGRAM**

20 General Fund—State Appropriation (FY 2022)	
21 ((\$414,105,000))	
	<u>\$393,972,000</u>
23 General Fund—State Appropriation (FY 2023)	
24 ((\$420,792,000))	
	<u>\$511,507,000</u>
26 General Fund—Federal Appropriation.	((\$1,528,996,000))
	<u>\$1,658,341,000</u>
28 General Fund—Private/Local Appropriation.	\$5,274,000
29 Domestic Violence Prevention Account—State	
30 Appropriation.	\$2,404,000
31 Coronavirus State Fiscal Recovery Fund—Federal	
32 Appropriation.	\$345,399,000
33 TOTAL APPROPRIATION.	((\$2,716,970,000))
	<u>\$2,916,897,000</u>

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

37 (1) (a) (~~(\$118,168,000)~~) \$69,453,000 of the general fund—state
38 appropriation for fiscal year 2022, (~~(\$119,846,000)~~) \$122,583,000 of

1 the general fund—state appropriation for fiscal year 2023, and
2 (~~(\$859,678,000)~~) \$860,217,000 of the general fund—federal
3 appropriation are provided solely for all components of the WorkFirst
4 program. Within the amounts provided for the WorkFirst program, the
5 department may provide assistance using state-only funds for families
6 eligible for temporary assistance for needy families. The department
7 must create a WorkFirst budget structure that allows for transparent
8 tracking of budget units and subunits of expenditures where these
9 units and subunits are mutually exclusive from other department
10 budget units. The budget structure must include budget units for the
11 following: Cash assistance, child care, WorkFirst activities, and
12 administration of the program. Within these budget units, the
13 department must develop program index codes for specific activities
14 and develop allotments and track expenditures using these codes. The
15 department shall report to the office of financial management and the
16 relevant fiscal and policy committees of the legislature prior to
17 adopting a structure change.

18 (b) (~~(\$386,329,000)~~) \$366,071,000 of the amounts in (a) of this
19 subsection is for assistance to clients, including grants, diversion
20 cash assistance, and additional diversion emergency assistance
21 including but not limited to assistance authorized under RCW
22 74.08A.210. The department may use state funds to provide support to
23 working families that are eligible for temporary assistance for needy
24 families but otherwise not receiving cash assistance. Of the amounts
25 provided in this subsection (1) (b):

26 (i) (~~(\$10,914,000)~~) \$7,776,000 of the general fund—state
27 appropriation for fiscal year 2022, (~~(\$14,104,000)~~) \$9,729,000 of the
28 general fund—state appropriation for fiscal year 2023, and
29 \$27,226,000 of the general fund—federal appropriation are provided
30 solely for the department to increase the temporary assistance for
31 needy family grant standard by 15 percent, effective July 1, 2021.

32 (ii) \$10,744,000 of the general fund—federal appropriation of the
33 amounts in (a) of this subsection are provided solely for the
34 department to provide cash assistance to households who have exceeded
35 the 60 month time limit in the temporary assistance for needy
36 families program, pursuant to RCW 74.08A.010(5), through June 30,
37 2022. Because funding for this specific purpose is provided only
38 through fiscal year 2022, pursuant to section 4 of Second Substitute

1 Senate Bill No. 5214, the bill takes effect 90 days after final
2 adjournment of the legislative session in which it is enacted.

3 (iii) (~~(\$3,420,000)~~) \$9,950,000 of the general fund—state
4 appropriation for fiscal year 2023 and \$2,126,000 of the general fund
5 —federal appropriation are provided solely for the (~~cost of benefits~~
6 ~~associated with the implementation of Second Substitute Senate Bill~~
7 ~~No. 5214 (economic assistance programs)~~) department to provide cash
8 assistance to households who have exceeded the 60 month time limit in
9 the temporary assistance for needy families program, pursuant to RCW
10 74.08A.010(5), through June 30, 2023. (~~If the bill is not enacted by~~
11 ~~June 30, 2021, the amount provided in this subsection shall lapse.~~
12 ~~The department is directed to provide the high-unemployment time-~~
13 ~~limit extension approved under the bill upon the expiration of the~~
14 ~~60-month time limit extension pursuant to (b)(ii) of this~~
15 ~~subsection.~~)

16 (iv) \$217,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$863,000 of the general fund—federal appropriation are
18 provided solely for costs in state fiscal year 2022 that are
19 associated with the temporary suspension of the mid-certification
20 review and extension of the eligibility review between November 2020
21 and June 2021 for the temporary assistance for needy families
22 program.

23 (v) \$50,000 of the general fund—federal appropriation
24 is provided solely to increase the monthly payment standard for
25 households with nine or more assistance unit members that are
26 receiving temporary assistance for needy families or state family
27 assistance benefits, effective July 1, 2022.

28 (c) (~~(\$172,917,000)~~) \$176,446,000 of the amounts in (a) of this
29 subsection is for WorkFirst job search, education and training
30 activities, barrier removal services, limited English proficiency
31 services, and tribal assistance under RCW 74.08A.040. The department
32 must allocate this funding based on client outcomes and cost
33 effectiveness measures. Within amounts provided in this subsection
34 (1)(c), the department shall implement the working family support
35 program.

36 (i) \$5,952,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$157,000 of the general fund—federal appropriation of
38 the amounts in (a) of this subsection are provided solely for the
39 WorkFirst services costs associated with the expansion of the 60

1 month time limit in the temporary assistance for needy families
2 program for households described in RCW 74.08A.010(5).

3 (ii) \$2,474,000 of the amounts provided in this subsection (1)(c)
4 is for enhanced transportation assistance. The department must
5 prioritize the use of these funds for the recipients most in need of
6 financial assistance to facilitate their return to work. The
7 department must not utilize these funds to supplant repayment
8 arrangements that are currently in place to facilitate the
9 reinstatement of drivers' licenses.

10 (iii) \$378,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$568,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for WorkFirst services costs
13 associated with the implementation of chapter 320, Laws of 2020
14 (revising economic assistance programs).

15 (iv) \$748,000 of the general fund—state appropriation for fiscal
16 year 2022, \$760,000 of the general fund—state appropriation for
17 fiscal year 2023, and \$1,706,000 of the general fund—federal
18 appropriation are provided solely for WorkFirst services costs
19 associated with the implementation of chapter 338, Laws of 2020
20 (improving access to temporary assistance for needy families).

21 (v) (~~(\$3,701,000)~~) \$7,230,000 of the general fund—state
22 appropriation for fiscal year 2023 is provided solely for the
23 WorkFirst costs associated with (~~(the implementation of Second~~
24 ~~Substitute Senate Bill No. 5214 (economic assistance programs))~~) the
25 extension of the 60 month time limit through June 30, 2023. (~~(If the~~
26 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
27 ~~section shall lapse.)~~)

28 (d) Of the amounts in (a) of this subsection, (~~(\$353,402,000)~~)
29 \$318,402,000 of the general fund—federal appropriation is for the
30 working connections child care program under RCW 43.216.020 within
31 the department of children, youth, and families. The department is
32 the lead agency for and recipient of the federal temporary assistance
33 for needy families grant. A portion of this grant must be used to
34 fund child care subsidies expenditures at the department of children,
35 youth, and families.

36 (i) The department of social and health services shall work in
37 collaboration with the department of children, youth, and families to
38 determine the appropriate amount of state expenditures for the
39 working connections child care program to claim towards the state's

1 maintenance of effort for the temporary assistance for needy families
2 program. The departments will also collaborate to track the average
3 monthly child care subsidy caseload and expenditures by fund type,
4 including child care development fund, general fund—state
5 appropriation, and temporary assistance for needy families for the
6 purpose of estimating the annual temporary assistance for needy
7 families reimbursement from the department of social and health
8 services to the department of children, youth, and families.

9 (ii) Effective September 30, 2022, and annually thereafter, the
10 department of children, youth, and families must report to the
11 governor and the appropriate fiscal and policy committees of the
12 legislature the total state contribution for the working connections
13 child care program claimed the previous fiscal year towards the
14 state's maintenance of effort for the temporary assistance for needy
15 families program and the total temporary assistance for needy
16 families reimbursement from the department of social and health
17 services for the previous fiscal year.

18 (e) Of the amounts in (a) of this subsection, \$68,496,000 of the
19 general fund—federal appropriation is for child welfare services
20 within the department of children, youth, and families.

21 (f) Of the amounts in (a) of this subsection, (~~(\$116,195,000)~~)
22 \$122,836,000 is for WorkFirst administration and overhead. Of the
23 amounts provided in this subsection (1)(f):

24 (i) \$399,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$805,000 of the general fund—state appropriation for
26 fiscal year 2023 of the amounts in (a) of this subsection (~~(is)~~)are
27 provided solely for administrative and overhead costs associated with
28 the expansion of the 60 month time limit through June 30, 2023 in the
29 temporary assistance for needy families program for households
30 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
11 is provided solely for administrative and overhead costs associated
12 with the implementation of Substitute Senate Bill No. 5838 (diaper
13 subsidy/TANF). If the bill is not enacted by June 30, 2022, the
14 amount 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 account—
27 federal appropriation is provided solely for the department to
28 increase benefits for the food assistance program to maintain parity
29 with benefits provided under the supplemental nutrition assistance
30 program, for the period of July 1, 2021, through (~~September 30,~~
31 ~~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
10 appropriation for fiscal year 2022 and \$15,248,000 of the general
11 fund—federal appropriation are provided solely to cover the variance
12 in total child support arrears collected in fiscal year 2022 compared
13 to the total arrears collected in fiscal year 2021.

14 (20) \$36,860,000 of the general fund—state
15 appropriation for fiscal year 2023 is provided solely to increase the
16 grant standard for the aged, blind, or disabled program to a maximum
17 of \$417 per month for a one-person grant and \$528 for a two-person
18 grant effective September 1, 2022.

19 (21) \$513,000 of the general fund—state appropriation
20 for fiscal year 2023 is provided solely to eliminate the mid-
21 certification review for blind or disabled participants in the aged,
22 blind, or disabled program, effective July 1, 2022.

23 (22) \$195,000 of the general fund—state appropriation
24 for fiscal year 2023 is provided solely to expand the aged, blind, or
25 disabled program's clothing, personal maintenance, and necessary
26 incidentals grant to individuals between the ages of 21 and 64 who
27 are residing in a public mental institution, effective September 1,
28 2022.

29 (23) \$207,000 of the general fund—state appropriation
30 for fiscal year 2023 is provided solely to implement House Bill No.
31 1748 (human trafficking/ABD prog.). If the bill is not enacted by
32 June 30, 2022, the amount provided in this subsection shall lapse.

33 (24) \$560,000 of the general fund—state appropriation
34 for fiscal year 2023 is provided solely to implement a state-funded
35 employment and training program for recipients of the state's food
36 assistance program, effective July 1, 2022.

37 (25) \$219,000 of the general fund—state appropriation
38 for fiscal year 2023 is provided solely to implement Substitute
39 Senate Bill No. 5785 (transitional food assistance). If the bill is

1 not enacted by June 30, 2022, the amount provided in this subsection
2 shall lapse.

3 (26) \$95,000 of the general fund—state appropriation
4 for fiscal year 2023 and \$61,000 of the general fund—federal
5 appropriation are provided solely to remove the asset limit test for
6 the medicare savings plan program in collaboration with the health
7 care authority, effective January 1, 2023.

8 (27) \$207,000 of the general fund—state appropriation
9 for fiscal year 2023 is provided solely for system upgrades necessary
10 for the anticipated expansion of medicaid equivalent health care
11 coverage to uninsured adults with income up to 138 percent of the
12 federal poverty level regardless of immigration status in
13 collaboration with the health care authority. Funding is subject to
14 the conditions, limitations, and review requirements of section 701
15 of this act.

16 (28) \$8,489,000 of the general fund—state
17 appropriation for fiscal year 2022 and \$19,909,000 of the general
18 fund—state appropriation for fiscal year 2023 are provided solely for
19 the department to contract with nonprofit organizations to provide
20 services to refugees and immigrants that have arrived in Washington
21 state on or after July 1, 2021, and are eligible for federal refugee
22 resettlement services, including those from Afghanistan and Ukraine.
23 The services shall include, but are not limited to, emergency,
24 temporary, and long-term housing and assistance with food,
25 transportation, accessing childhood education services, applying for
26 benefits and immigrant services, education and employment support,
27 and social services navigation.

28 (29) \$750,000 of the general fund—state appropriation
29 for fiscal year 2023 is provided solely for the department to provide
30 funding to domestic violence services providers in Washington state
31 that receive funding through the domestic violence services program
32 and provide shelter services. The funding to each entity shall be
33 proportionate, based upon bed capacity. This funding shall be in
34 addition to any other funds previously provided to or scheduled to be
35 provided under a contract with the domestic violence services program
36 in the 2021-2023 fiscal biennium.

37 (30) \$1,000 of the general fund—state appropriation
38 for fiscal year 2023 is for the implementation of Engrossed Second
39 Substitute House Bill No. 2075 (DSHS service requirements).

1 (31) \$211,000 of the general fund—state appropriation
2 for fiscal year 2022, \$5,727,000 of the general fund—state
3 appropriation for fiscal year 2023, and \$13,762,000 of the general
4 fund—federal appropriation are provided solely for the integrated
5 eligibility and enrollment modernization project to create a
6 comprehensive application and benefit status tracker for multiple
7 programs and to establish a foundational platform. Funding is subject
8 to the conditions, limitations, and review requirements of section
9 701 of this act.

10 (32) \$27,000 of the general fund—state appropriation
11 for fiscal year 2023 is provided solely for implementation of
12 Substitute Senate Bill No. 5729 (hearing deadlines/good cause). If
13 the bill is not enacted by June 30, 2022, the amount provided in this
14 subsection shall lapse.

	Sec.	206	.
16	2021 c 334 s 206 (uncodified) is amended to read as follows:		
17	FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—VOCATIONAL		
18	REHABILITATION PROGRAM		
19	General Fund—State Appropriation (FY 2022)		
20	(\$16,231,000)		
21		<u>\$17,363,000</u>	
22	General Fund—State Appropriation (FY 2023)		
23	(\$16,456,000)		
24		<u>\$24,443,000</u>	
25	General Fund—Federal Appropriation. .	(((\$109,595,000))	
26		<u>\$109,830,000</u>	
27	TOTAL APPROPRIATION.	(((\$142,282,000))	
28		<u>\$151,636,000</u>	

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

31 (1) \$40,000 of the general fund—state appropriation
32 for fiscal year 2022 and \$40,000 of the general fund—state
33 appropriation for fiscal year 2023 are provided solely for
34 implementation of Second Substitute House Bill No. 1061 (child
35 welfare/dev disability). ((If the bill is not enacted by June 30,
36 2021, the amounts provided in this subsection shall lapse.))

37 (2) \$5,087,000 of the general fund—state appropriation
38 for fiscal year 2023 and \$235,000 of the general fund—federal

1 appropriation are provided solely for implementation of Substitute
2 Senate Bill No. 5790 (community support services). If the bill is not
3 enacted by June 30, 2022, the amounts provided in this subsection
4 shall lapse.

5 **Sec. 207 .**

6 2021 c 334 s 207 (uncodified) is amended to read as follows:

7 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—SPECIAL COMMITMENT**
8 **PROGRAM**

9	General Fund—State Appropriation (FY 2022)	
10	((\$63,650,000))	
11		<u>\$65,051,000</u>
12	General Fund—State Appropriation (FY 2023)	
13	((\$61,748,000))	
14		<u>\$69,743,000</u>
15	TOTAL APPROPRIATION.	((\$125,398,000))
16		<u>\$134,794,000</u>

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

19 (1) The special commitment center may use funds appropriated in
20 this subsection to purchase goods and supplies through hospital group
21 purchasing organizations when it is cost-effective to do so.

22 (2) \$1,204,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$1,079,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for specialized equipment and
25 additional medical staff to provide more capacity to deliver care to
26 individuals housed at the total confinement facility. No later than
27 November 1, 2023, the department shall report to the legislature on
28 the number of individuals treated on the island that previously would
29 have been transported off the island for treatment.

30 (3) \$16,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$15,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the increased costs for
33 personal computers leased through the department of enterprise
34 services.

35 (4) \$6,768,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$4,496,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for implementation of Engrossed
38 Second Substitute Senate Bill No. 5163 (conditionally released SVPs).

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

3 **Sec. 208 .**

4 2021 c 334 s 208 (uncodified) is amended to read as follows:

5 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADMINISTRATION AND**
6 **SUPPORTING SERVICES PROGRAM**

7	General Fund—State Appropriation (FY 2022)	
8	((\$39,381,000))	
9		<u>\$41,169,000</u>
10	General Fund—State Appropriation (FY 2023)	
11	((\$39,035,000))	
12		<u>\$45,628,000</u>
13	General Fund—Federal Appropriation.	((\$51,371,000))
14		<u>\$53,582,000</u>
15	TOTAL APPROPRIATION.	((\$129,787,000))
16		<u>\$140,379,000</u>

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

19 (1) Within amounts appropriated in this section, the department
20 shall provide to the department of health, where available, the
21 following data for all nutrition assistance programs funded by the
22 United States department of agriculture and administered by the
23 department. The department must provide the report for the preceding
24 federal fiscal year by February 1, 2022, and February 1, 2023. The
25 report must provide:

26 (a) The number of people in Washington who are eligible for the
27 program;

28 (b) The number of people in Washington who participated in the
29 program;

30 (c) The average annual participation rate in the program;

31 (d) Participation rates by geographic distribution; and

32 (e) The annual federal funding of the program in Washington.

33 (2) (a) \$3,000 of the general fund—state appropriation for fiscal
34 year 2022, \$5,000 of the general fund—state appropriation for fiscal
35 year 2023, and \$8,000 of the general fund—federal appropriation are
36 provided solely for the implementation of an agreement reached
37 between the governor and the Washington federation of state employees

1 for the language access providers under the provisions of chapter
2 41.56 RCW for the 2021-2023 fiscal biennium.

3 (b) \$20,000 of the general fund—state appropriation
4 for fiscal year 2023 and \$11,000 of the general fund—federal
5 appropriation are provided solely for the implementation of an
6 agreement reached between the governor and the Washington federation
7 of state employees for the language access providers under the
8 provisions of chapter 41.56 RCW for fiscal year 2023 as provided in
9 section 938 of this act.

10 (3) By October 1, 2021, the department must submit a report to
11 the fiscal committees of the legislature detailing shortcomings of
12 the previously funded electronic health records system and contract,
13 the clinical validity of existing software, approaches to mitigate
14 the shortcomings of previously funded system, and a recommended
15 approach to establishing a comprehensive electronic health records
16 system at state facilities in the future.

17 (4) \$39,000 of the general fund—state appropriation for fiscal
18 year 2022 is provided solely to implement Substitute House Bill No.
19 1411 (health care workforce). ~~((If the bill is not enacted by June~~
20 ~~30, 2021, the amount provided in this subsection shall lapse.))~~

21 (5) \$364,000 of the general fund—state appropriation
22 for fiscal year 2023 is provided solely for the creation of a program
23 director position and a project manager position tasked with ensuring
24 an enterprise-wide approach to poverty reduction across Washington.
25 These positions will convene and facilitate the poverty reduction
26 subcabinet, track agency progress on poverty reduction efforts to
27 build a stronger continuum of care, coordinate budget and policy
28 proposals, and ensure that recommendations incorporate data prepared
29 by the poverty reduction technical advisory group.

30 (6) \$461,000 of the general fund—state appropriation
31 for fiscal year 2023 is provided solely to create a poverty reduction
32 technical advisory group that is tasked with developing a statewide
33 measurement and data framework that can help inform future budget and
34 policy decisions. This group must also track the state's progress
35 towards creating a just and equitable future. This group must
36 collaborate with communities experiencing poverty and the state
37 office of equity to ensure their input is factored into the analysis
38 of data.

1 (7) \$75,000 of the general fund—state appropriation
2 for fiscal year 2023 is provided solely for the department, in
3 collaboration with the Washington state health care authority, to
4 study the cost and benefit of adopting available options to expand
5 medicare savings programs and classic medicaid programs, including
6 categorically needy and medically needy, to promote affordable care,
7 premiums, and cost-sharing for medicare enrollees. The cost analysis
8 must identify available federal funding for each option. The
9 department shall consider options that create affordability
10 comparable to affordable care act programs available to adults
11 without medicare, as well as intermediate options that move toward
12 comparability. The study must analyze equity impacts of each option,
13 considering gender, race, and ethnicity. The department shall submit
14 the study and recommendations to the fiscal and health care
15 committees of the legislature, as well as the joint legislative-
16 executive committee on planning for aging and disability issues, by
17 November 1, 2022.

18 (8) \$75,000 of the general fund—state appropriation
19 for fiscal year 2023 is provided solely for the department to design
20 and conduct a study describing the service experiences and
21 characteristics of persons receiving medicaid-funded long-term
22 services and supports and persons receiving services related to
23 developmental or intellectual disabilities, and associated social and
24 health services expenditures. Where feasible, this analysis shall
25 include service experiences and expenditures of these populations
26 within and across medicaid-funded long-term services and supports,
27 medicaid-funded medical programs, medicaid-funded behavioral health
28 programs, and medicare programs in Washington state. The department
29 analysis shall be developed in consultation with relevant
30 stakeholders, including but not limited to the Washington state
31 health care authority. The department shall submit a final study
32 report to the governor and appropriate committees of the legislature
33 by December 31, 2022.

34 (9) \$65,000 of the general fund—state appropriation
35 for fiscal year 2023 is provided solely for the department to prepare
36 an annual report in consultation with the department of commerce on
37 the projected demand for permanent supportive housing. This report is
38 to be submitted to the appropriate committees of the legislature by
39 December 1, 2022.

2021 c 334 s 209 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—PAYMENTS TO OTHER AGENCIES PROGRAM

General Fund—State Appropriation (FY 2022)	
((\$65,743,000))	
	<u>\$68,048,000</u>
General Fund—State Appropriation (FY 2023)	
((\$56,529,000))	
	<u>\$60,750,000</u>
General Fund—Federal Appropriation. .	((\$53,229,000))
	<u>\$55,969,000</u>
TOTAL APPROPRIATION.	((\$175,501,000))
	<u>\$184,767,000</u>

The appropriations in this section are subject to the following conditions and limitations: Within the amounts appropriated in this section, the department must extend master property insurance to all buildings owned by the department valued over \$250,000 and to all locations leased by the department with contents valued over \$250,000.

2021 c 334 s 210 (uncodified) is amended to read as follows:

FOR THE STATE HEALTH CARE AUTHORITY

(1)(a) During the 2021-2023 fiscal biennium, the health care authority shall provide support and data as required by the office of the state actuary in providing the legislature with health care actuarial analysis, including providing any information in the possession of the health care authority or available to the health care authority through contracts with providers, plans, insurers, consultants, or any other entities contracting with the health care authority.

(b) Information technology projects or investments and proposed projects or investments impacting time capture, payroll and payment processes and systems, eligibility, case management, and authorization systems within the health care authority are subject to technical oversight by the office of the chief information officer.

(2) The health care authority shall not initiate any services that require expenditure of state general fund moneys unless

1 expressly authorized in this act or other law. The health care
2 authority may seek, receive, and spend, under RCW 43.79.260 through
3 43.79.282, federal moneys not anticipated in this act as long as the
4 federal funding does not require expenditure of state moneys for the
5 program in excess of amounts anticipated in this act. If the health
6 care authority receives unanticipated unrestricted federal moneys,
7 those moneys shall be spent for services authorized in this act or in
8 any other legislation providing appropriation authority, and an equal
9 amount of appropriated state general fund moneys shall lapse. Upon
10 the lapsing of any moneys under this subsection, the office of
11 financial management shall notify the legislative fiscal committees.
12 As used in this subsection, "unrestricted federal moneys" includes
13 block grants and other funds that federal law does not require to be
14 spent on specifically defined projects or matched on a formula basis
15 by state funds.

16 (3) (a) The health care authority, the health benefit exchange,
17 the department of social and health services, the department of
18 health, and the department of children, youth, and families shall
19 work together within existing resources to establish the health and
20 human services enterprise coalition (the coalition). The coalition,
21 led by the health care authority, must be a multi-organization
22 collaborative that provides strategic direction and federal funding
23 guidance for projects that have cross-organizational or enterprise
24 impact, including information technology projects that affect
25 organizations within the coalition. The office of the chief
26 information officer shall maintain a statewide perspective when
27 collaborating with the coalition to ensure that projects are planned
28 for in a manner that ensures the efficient use of state resources,
29 supports the adoption of a cohesive technology and data architecture,
30 and maximizes federal financial participation. The work of the
31 coalition and any project identified as a coalition project is
32 subject to the conditions, limitations, and review provided in
33 section 701 of this act.

34 (b) The health care authority must submit a report on November 1,
35 2021, and annually thereafter, to the fiscal committees of the
36 legislature. The report must include, at a minimum:

37 (i) A list of active coalition projects as of July 1st of the
38 fiscal year. This must include all current and ongoing coalition
39 projects, which coalition agencies are involved in these projects,
40 and the funding being expended on each project, including in-kind

1 funding. For each project, the report must include which federal
2 requirements each coalition project is working to satisfy, and when
3 each project is anticipated to satisfy those requirements; and

4 (ii) A list of coalition projects that are planned in the current
5 and following fiscal year. This must include which coalition agencies
6 are involved in these projects, including the anticipated in-kind
7 funding by agency, and if a budget request will be submitted for
8 funding. This must reflect all funding required by fiscal year and by
9 fund source and include the budget outlook period.

10 (4) The appropriations to the health care authority in
11 this act shall be expended for the programs and in the amounts
12 specified in this act. However, after May 1, 2022, unless prohibited
13 by this act, the authority may transfer general fund—state
14 appropriations for fiscal year 2022 among programs after approval by
15 the director of the office of financial management. The authority
16 must notify the fiscal committees of the legislature prior to
17 receiving approval from the director of the office of financial
18 management. To the extent that appropriations in sections 211 through
19 215 of this act are insufficient to fund actual expenditures in
20 excess of caseload forecast and utilization assumptions or for
21 expenses in response to the COVID-19 pandemic, the authority may
22 transfer general fund—state appropriations for fiscal year 2022 that
23 are provided solely for a specified purpose. The authority may not
24 transfer funds, including for expenses in response to the COVID-19
25 pandemic in fiscal year 2022, and the director of the office of
26 financial management shall not approve the transfer, unless the
27 transfer is consistent with the objective of conserving, to the
28 maximum extent possible, the expenditure of state funds. The director
29 of the office of financial management shall notify the appropriate
30 fiscal committees of the legislature in writing seven days prior to
31 approving any allotment modifications or transfers under this
32 section. The written notification must include a narrative
33 explanation and justification of changes, along with expenditures and
34 allotments by budget unit and appropriation, both before and after
35 any allotment modifications and transfers.

36 **Sec.**

211

37 2021 c 334 s 211 (uncodified) is amended to read as follows:

38 **FOR THE STATE HEALTH CARE AUTHORITY—MEDICAL ASSISTANCE**

1	General Fund—State Appropriation (FY 2022)	
2	((\$2,516,277,000))	
3		<u>\$2,391,518,000</u>
4	General Fund—State Appropriation (FY 2023)	
5	((\$2,439,933,000))	
6		<u>\$2,600,611,000</u>
7	General Fund—Federal Appropriation	((\$13,199,214,000))
8		<u>\$13,934,556,000</u>
9	General Fund—Private/Local Appropriation	
10	((\$355,726,000))	
11		<u>\$465,890,000</u>
12	Emergency Medical Services and Trauma Care Systems	
13	Trust Account—State Appropriation.	\$15,086,000
14	Hospital Safety Net Assessment Account—State	
15	Appropriation.	((\$723,238,000))
16		<u>\$685,383,000</u>
17	Dedicated Marijuana Account—State Appropriation	
18	(FY 2022).	((\$24,511,000))
19		<u>\$26,063,000</u>
20	Dedicated Marijuana Account—State Appropriation	
21	(FY 2023).	((\$25,182,000))
22		<u>\$27,241,000</u>
23	Medical Aid Account—State Appropriation.	\$540,000
24	Telebehavioral Health Access Account—State	
25	Appropriation.	((\$7,714,000))
26		<u>\$8,034,000</u>
27	Coronavirus State Fiscal Recovery Fund—Federal	
28	Appropriation.	((\$35,000,000))
29		<u>\$59,600,000</u>
30	<u>Ambulance Transport Fund</u>	=
31	<u>State Appropriation</u>	<u>\$14,317,000</u>
32	TOTAL APPROPRIATION.	((\$19,342,421,000))
33		<u>\$20,228,839,000</u>

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

36 (1) The authority shall not accept or expend any federal funds
37 received under a medicaid transformation waiver under healthier
38 Washington except as described in subsections (2), (3), and (4) of
39 this section until specifically approved and appropriated by the

1 legislature. To ensure compliance with legislative directive budget
2 requirements and terms and conditions of the waiver, the authority
3 shall implement the waiver and reporting requirements with oversight
4 from the office of financial management. The legislature finds that
5 appropriate management of the innovation waiver requires better
6 analytic capability, transparency, consistency, timeliness, accuracy,
7 and lack of redundancy with other established measures and that the
8 patient must be considered first and foremost in the implementation
9 and execution of the demonstration waiver. In order to effectuate
10 these goals, the authority shall: (a) Require the Dr. Robert Bree
11 collaborative and the health technology assessment program to reduce
12 the administrative burden upon providers by only requiring
13 performance measures that are nonduplicative of other nationally
14 established measures. The joint select committee on health care
15 oversight will evaluate the measures chosen by the collaborative and
16 the health technology assessment program for effectiveness and
17 appropriateness; (b) develop a patient satisfaction survey with the
18 goal to gather information about whether it was beneficial for the
19 patient to use the center of excellence location in exchange for
20 additional out-of-pocket savings; (c) ensure patients and health care
21 providers have significant input into the implementation of the
22 demonstration waiver, in order to ensure improved patient health
23 outcomes; and (d) in cooperation with the department of social and
24 health services, consult with and provide notification of work on
25 applications for federal waivers, including details on waiver
26 duration, financial implications, and potential future impacts on the
27 state budget, to the joint select committee on health care oversight
28 prior to submitting waivers for federal approval. The authority shall
29 submit an application to the centers for medicaid and medicare
30 services to extend the duration of the medicaid transformation waiver
31 under healthier Washington as described in subsections (2), (3), and
32 (4) of this section by one year. If not extended, by federal
33 standard, the medicaid transformation demonstration waiver shall not
34 exceed the duration originally granted by the centers for medicare
35 and medicaid services and any programs created or funded by this
36 waiver do not create an entitlement. The demonstration period for the
37 waiver as described in subsections (2), (3), and (4) of this section
38 concludes December 31, 2022.

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 fund
18 —federal appropriation and no more than (~~(\$99,274,000)~~) \$81,245,000 of
19 the general fund—private/local appropriation may be expended for the
20 medicaid quality improvement program. Under federal regulations, the
21 medicaid quality improvement program is authorized and allows states
22 to design quality improvement programs for the medicaid population in
23 ways that support the state's quality goals. Medicaid quality
24 improvement program payments will not count against the medicaid
25 transformation demonstration waiver spending limits and are excluded
26 from the waiver's budget neutrality calculation. Apple health managed
27 care organizations and their partnering providers will receive
28 medicaid quality improvement program payments as they meet designated
29 milestones. Partnering providers and apple health managed care
30 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 under initiative 1 to a maximum of six and shall seek
16 to develop common performance measures when possible. The joint
17 select committee on health care oversight will evaluate the measures
18 chosen: (a) For effectiveness and appropriateness; and (b) to provide
19 patients and health care providers with significant input into the
20 implementation of the demonstration waiver to promote improved
21 population health and patient health outcomes. In cooperation with
22 the department of social and health services, the authority shall
23 consult with and provide notification of work on applications for
24 federal waivers, including details on waiver duration, financial
25 implications, and potential future impacts on the state budget to the
26 joint select committee on health care oversight prior to submitting
27 these waivers for federal approval. Prior to final approval or
28 acceptance of funds by the authority, the authority shall submit the
29 special terms and conditions as submitted to the centers for medicare
30 and medicaid services and the anticipated budget for the duration of
31 the renewed waiver to the governor, the joint select committee on
32 health care, and the fiscal committees of the legislature. By federal
33 standard any programs created or funded by this waiver do not create
34 an entitlement. The demonstration period for the waiver as described
35 in subsections (6), (7), and (8) of this section begins January 1,
36 2023.

37 (6) (a) \$32,432,000 of the general fund—federal
38 appropriation and \$40,296,000 of the general fund—local appropriation
39 are provided solely for accountable communities of health described
40 in initiative 1 of the 1115 demonstration waiver and this is the

1 maximum amount that may be expended for this purpose. In renewing
2 this initiative, the authority shall consider local input regarding
3 community needs and shall limit total local projects to no more than
4 six. To provide transparency to the appropriate fiscal committees of
5 the legislature, the authority shall provide fiscal staff of the
6 legislature query ability into any database of the fiscal
7 intermediary that authority staff would be authorized to access. The
8 authority shall not supplement the amounts provided in this
9 subsection with any general fund—state moneys appropriated in this
10 section or any moneys that may be transferred pursuant to subsection
11 (1) of this section. The director shall report to the fiscal
12 committees of the legislature all expenditures under this subsection
13 and provide such fiscal data in the time, manner, and form requested
14 by the legislative fiscal committees.

15 (b) \$110,778,000 of the general fund—federal
16 appropriation and \$45,248,000 of the general fund—private/local
17 appropriation are provided solely for the medicaid quality
18 improvement program and this is the maximum amount that may be
19 expended for this purpose. Medicaid quality improvement program
20 payments do not count against the 1115 demonstration waiver spending
21 limits and are excluded from the waiver's budget neutrality
22 calculation. The authority may provide medicaid quality improvement
23 program payments to apple health managed care organizations and their
24 partnering providers as they meet designated milestones. Partnering
25 providers and apple health managed care organizations must work
26 together to achieve medicaid quality improvement program goals
27 according to the performance period timelines and reporting deadlines
28 as set forth by the authority. The authority may only use the
29 medicaid quality improvement program to support initiatives 1, 2, and
30 3 as described in the 1115 demonstration waiver and may not pursue
31 its use for other purposes. Any programs created or funded by the
32 medicaid quality improvement program do not constitute an entitlement
33 for clients or providers. The authority shall not supplement the
34 amounts provided in this subsection with any general fund—state,
35 general fund—federal, or general fund—local moneys appropriated in
36 this section or any moneys that may be transferred pursuant to
37 subsection (1) of this section. The director shall report to the
38 joint select committee on health care oversight not less than
39 quarterly on financial and health outcomes. The director shall report

1 to the fiscal committees of the legislature all expenditures under
2 this subsection and shall provide such fiscal data in the time,
3 manner, and form requested by the legislative fiscal committees.

4 (c) In collaboration with the accountable communities
5 of health, the authority will submit a report to the governor and the
6 joint select committee on health care oversight describing how each
7 of the accountable community of health's work aligns with the
8 community needs assessment no later than December 1, 2022.

9 (d) Performance measures and payments for accountable
10 communities of health shall reflect accountability measures that
11 demonstrate progress toward transparent, measurable, and meaningful
12 goals that have an impact on improved population health and improved
13 health outcomes, including a path to financial sustainability. While
14 these 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
17 appropriation and \$19,903,000 of the general fund—local appropriation
18 are provided solely for long-term support services as described in
19 initiative 2 of the 1115 demonstration waiver as well as
20 administrative expenses for initiative 3 and this is the maximum
21 amount that may be expended for this purpose. The authority shall
22 contract with 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) \$13,235,000 of the general fund—federal
32 appropriation and \$7,318,000 of the general fund—local appropriation
33 are provided solely for supported housing and employment services
34 described in initiative 3a and 3b of the 1115 demonstration waiver
35 and this is the maximum amount that may be expended for this purpose.
36 Under this initiative, the authority and the department of social and
37 health services shall ensure that allowable and necessary services
38 are provided to eligible clients as identified by the department or
39 its 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
14 additional flexibilities for housing supports through the centers for
15 medicare and medicaid services and shall coordinate with the office
16 of 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
19 committee on health care oversight no less than quarterly on
20 utilization and caseload statistics for both supportive housing and
21 employment services and its progress toward increasing uptake and
22 availability for these services.

23 (9) \$202,000 of the general fund—state appropriation
24 for fiscal year 2023 is provided solely for supported employment
25 services and \$208,000 of the general fund—state appropriation for
26 fiscal year 2023 is provided solely for supported housing services,
27 similar to the services described in initiatives 3a and 3b of the
28 1115 demonstration waiver to individuals who are ineligible for
29 medicaid. Under these initiatives, the authority and the department
30 of social and health services shall ensure that allowable and
31 necessary services are provided to eligible clients as identified by
32 the authority or its third-party administrator. Before authorizing
33 services, eligibility for initiative 3a or 3b of the 1115
34 demonstration waiver must first be determined.

35 (10) The authority shall submit a plan to preserve the
36 waiver that allows for the full cost of stays in institutions for
37 mental diseases to be included in managed care rates by November 1,
38 2021, to the appropriate committees of the legislature.

1 (~~(6)~~) (11) The authority shall submit a
2 plan to preserve the waiver allowing for full federal financial
3 participation for medical clients in mental health facilities
4 classified as institutions for mental diseases by November 1, 2021,
5 to the appropriate committees of the legislature.

6 (~~(7)~~) (12) Sufficient amounts are
7 appropriated in this subsection to implement the medicaid expansion
8 as defined in the social security act, section
9 1902(a)(10)(A)(i)(VIII).

10 (~~(8)~~) (13) The legislature finds that
11 medicaid payment rates, as calculated by the health care authority
12 pursuant to the appropriations in this act, bear a reasonable
13 relationship to the costs incurred by efficiently and economically
14 operated facilities for providing quality services and will be
15 sufficient to enlist enough providers so that care and services are
16 available to the extent that such care and services are available to
17 the general population in the geographic area. The legislature finds
18 that the cost reports, payment data from the federal government,
19 historical utilization, economic data, and clinical input constitute
20 reliable data upon which to determine the payment rates.

21 (~~(9)~~) (14) Based on quarterly expenditure
22 reports and caseload forecasts, if the health care authority
23 estimates that expenditures for the medical assistance program will
24 exceed the appropriations, the health care authority shall take steps
25 including but not limited to reduction of rates or elimination of
26 optional services to reduce expenditures so that total program costs
27 do not exceed the annual appropriation authority.

28 (~~(10)~~) (15) In determining financial
29 eligibility for medicaid-funded services, the health care authority
30 is authorized to disregard recoveries by Holocaust survivors of
31 insurance proceeds or other assets, as defined in RCW 48.104.030.

32 (~~(11)~~) (16) The legislature affirms that
33 it is in the state's interest for Harborview medical center to remain
34 an economically viable component of the state's health care system.

35 (17) When a person is ineligible for medicaid solely
36 by reason of residence in an institution for mental diseases, the
37 health care authority shall provide the person with the same benefits
38 as he or she would receive if eligible for medicaid, using state-only
39 funds to the extent necessary.

1 all public hospitals, including those owned or operated by the state,
2 except those classified as critical access hospitals or state
3 psychiatric institutions. The health care authority shall submit
4 reports to the governor and legislature by November 1, 2021, and by
5 November 1, 2022, that evaluate whether savings continue to exceed
6 costs for this program. If the certified public expenditures (CPE)
7 program in its current form is no longer cost-effective to maintain,
8 the health care authority shall submit a report to the governor and
9 legislature detailing cost-effective alternative uses of local,
10 state, and federal resources as a replacement for this program.
11 During fiscal year 2022 and fiscal year 2023, hospitals in the
12 program shall be paid and shall retain one hundred percent of the
13 federal portion of the allowable hospital cost for each medicaid
14 inpatient fee-for-service claim payable by medical assistance and one
15 hundred percent of the federal portion of the maximum
16 disproportionate share hospital payment allowable under federal
17 regulations. For the purpose of determining the amount of any state
18 grant under this subsection, payments will include the federal
19 portion of medicaid program supplemental payments received by the
20 hospitals. Inpatient medicaid payments shall be established using an
21 allowable methodology that approximates the cost of claims submitted
22 by the hospitals. Payments made to each hospital in the program in
23 each fiscal year of the biennium shall be compared to a baseline
24 amount. The baseline amount will be determined by the total of (a)
25 the inpatient claim payment amounts that would have been paid during
26 the fiscal year had the hospital not been in the CPE program based on
27 the reimbursement rates developed, implemented, and consistent with
28 policies approved in the 2021-2023 biennial operating appropriations
29 act and in effect on July 1, 2015, (b) one-half of the indigent
30 assistance disproportionate share hospital payment amounts paid to
31 and retained by each hospital during fiscal year 2005, and (c) all of
32 the other disproportionate share hospital payment amounts paid to and
33 retained by each hospital during fiscal year 2005 to the extent the
34 same disproportionate share hospital programs exist in the 2019-2021
35 fiscal biennium. If payments during the fiscal year exceed the
36 hospital's baseline amount, no additional payments will be made to
37 the hospital except the federal portion of allowable disproportionate
38 share hospital payments for which the hospital can certify allowable
39 match. If payments during the fiscal year are less than the baseline
40 amount, the hospital will be paid a state grant equal to the

1 difference between payments during the fiscal year and the applicable
2 baseline amount. Payment of the state grant shall be made in the
3 applicable fiscal year and distributed in monthly payments. The
4 grants will be recalculated and redistributed as the baseline is
5 updated during the fiscal year. The grant payments are subject to an
6 interim settlement within eleven months after the end of the fiscal
7 year. A final settlement shall be performed. To the extent that
8 either settlement determines that a hospital has received funds in
9 excess of what it would have received as described in this
10 subsection, the hospital must repay the excess amounts to the state
11 when requested. (~~(\$702,000)~~) \$425,000 of the general fund—state
12 appropriation for fiscal year 2022 and (~~(\$649,000)~~) \$391,000 of the
13 general fund—state appropriation for fiscal year 2023 are provided
14 solely for state grants for the participating hospitals.

15 (~~(+16)~~) (22) The health care authority
16 shall seek public-private partnerships and federal funds that are or
17 may become available to provide on-going support for outreach and
18 education efforts under the federal children's health insurance
19 program reauthorization act of 2009.

20 (~~(+17)~~) (23) The health care authority
21 shall target funding for maternity support services towards pregnant
22 women with factors that lead to higher rates of poor birth outcomes,
23 including hypertension, a preterm or low birth weight birth in the
24 most recent previous birth, a cognitive deficit or developmental
25 disability, substance abuse, severe mental illness, unhealthy weight
26 or failure to gain weight, tobacco use, or African American or Native
27 American race. The health care authority shall prioritize evidence-
28 based practices for delivery of maternity support services. To the
29 extent practicable, the health care authority shall develop a
30 mechanism to increase federal funding for maternity support services
31 by leveraging local public funding for those services.

32 (~~(+18)~~) (24) The authority shall submit
33 reports to the governor and the legislature by September 15, 2021,
34 and no later than September 15, 2022, that delineate the number of
35 individuals in medicaid managed care, by carrier, age, gender, and
36 eligibility category, receiving preventative services and
37 vaccinations. The reports should include baseline and benchmark
38 information from the previous two fiscal years and should be
39 inclusive of, but not limited to, services recommended under the
40 United States preventative services task force, advisory committee on

1 immunization practices, early and periodic screening, diagnostic, and
2 treatment (EPSDT) guidelines, and other relevant preventative and
3 vaccination medicaid guidelines and requirements.

4 ~~((19))~~ (25) Managed care contracts must
5 incorporate accountability measures that monitor patient health and
6 improved health outcomes, and shall include an expectation that each
7 patient receive a wellness examination that documents the baseline
8 health status and allows for monitoring of health improvements and
9 outcome measures.

10 ~~((20))~~ (26) Sufficient amounts are
11 appropriated in this section for the authority to provide an adult
12 dental benefit.

13 ~~((21))~~ (27) The health care authority
14 shall coordinate with the department of social and health services to
15 provide referrals to the Washington health benefit exchange for
16 clients that will be ineligible for medicaid.

17 ~~((22))~~ (28) To facilitate a single point
18 of entry across public and medical assistance programs, and to
19 maximize the use of federal funding, the health care authority, the
20 department of social and health services, and the health benefit
21 exchange will coordinate efforts to expand HealthPlanfinder access to
22 public assistance and medical eligibility staff. The health care
23 authority shall complete medicaid applications in the
24 HealthPlanfinder for households receiving or applying for medical
25 assistance benefits.

26 ~~((23))~~ (29) \$90,000 of the general fund—
27 state appropriation for fiscal year 2022, \$90,000 of the general fund
28 —state appropriation for fiscal year 2023, and \$180,000 of the
29 general fund—federal appropriation are provided solely to continue
30 operation by a nonprofit organization of a toll-free hotline that
31 assists families to learn about and enroll in the apple health for
32 kids program. By November 15, 2022, the authority shall submit a
33 report to the appropriate committees to the legislature that
34 provides, at a minimum, information about the number of calls
35 received by the nonprofit organization in the previous year, the
36 amount of time spent on each call, comparisons to previous years,
37 where available, and information about what data is collected related
38 to this service.

1 (~~(24)~~) (30) Within the amounts
2 appropriated in this section, the authority shall reimburse for
3 primary care services provided by naturopathic physicians.

4 (~~(25)~~) (31) Within the amounts
5 appropriated in this section, the authority shall continue to provide
6 coverage for pregnant teens that qualify under existing pregnancy
7 medical programs, but whose eligibility for pregnancy related
8 services would otherwise end due to the application of the new
9 modified adjusted gross income eligibility standard.

10 (~~(26)~~) (32) Sufficient amounts are
11 appropriated in this section to remove the mental health visit limit
12 and to provide the shingles vaccine and screening, brief
13 intervention, and referral to treatment benefits that are available
14 in the medicaid alternative benefit plan in the classic medicaid
15 benefit plan.

16 (~~(27)~~) (33) The authority shall use
17 revenue appropriated from the dedicated marijuana fund for contracts
18 with community health centers under RCW 69.50.540 in lieu of general
19 fund—state payments to community health centers for services provided
20 to medical assistance clients, and it is the intent of the
21 legislature that this policy will be continued in subsequent fiscal
22 biennia.

23 (~~(28)~~) (34) Beginning no later than
24 January 1, 2018, for any service eligible under the medicaid state
25 plan for encounter payments, managed care organizations at the
26 request of a rural health clinic shall pay the full published
27 encounter rate directly to the clinic. At no time will a managed care
28 organization be at risk for or have any right to the supplemental
29 portion of the claim. Payments will be reconciled on at least an
30 annual basis between the managed care organization and the authority,
31 with final review and approval by the authority.

32 (~~(29)~~) (35) Sufficient amounts are
33 appropriated in this section for the authority to provide a medicaid
34 equivalent adult dental benefit to clients enrolled in the medical
35 care service program.

36 (~~(30)~~) (36) During the 2021-2023 fiscal
37 biennium, sufficient amounts are provided in this section for the
38 authority to provide services identical to those services covered by
39 the Washington state family planning waiver program as of August 2018
40 to individuals who:

- 1 (a) Are over nineteen years of age;
- 2 (b) Are at or below two hundred and sixty percent of the federal
3 poverty level as established in WAC 182-505-0100;
- 4 (c) Are not covered by other public or private insurance; and
- 5 (d) Need family planning services and are not currently covered
6 by or eligible for another medical assistance program for family
7 planning.

8 ((~~(31)~~)) (37) Sufficient amounts are
9 appropriated within this section for the authority to incorporate the
10 expected outcomes and criteria to measure the performance of service
11 coordination organizations as provided in chapter 70.320 RCW into
12 contracts with managed care organizations that provide services to
13 clients. The authority is directed to:

14 (a) Contract with an external quality improvement organization to
15 annually analyze the performance of managed care organizations
16 providing services to clients under this chapter based on seven
17 performance measures. The analysis required under this subsection
18 must:

19 (i) Measure managed care performance in four common measures
20 across each managed care organization, including:

21 (A) At least one common measure must be weighted towards having
22 the potential to impact managed care costs; and

23 (B) At least one common measure must be weighted towards
24 population health management, as defined by the measure; and

25 (ii) Measure managed care performance in an additional three
26 quality focus performance measures specific to a managed care
27 organization. Quality focus performance measures chosen by the
28 authority must:

29 (A) Be chosen from the statewide common measure set;

30 (B) Reflect specific measures where a managed care organization
31 has poor performance; and

32 (C) Be substantive and clinically meaningful in promoting health
33 status.

34 (b) The authority shall set the four common measures to be
35 analyzed across all managed care organizations.

36 (c) The authority shall set three quality focus performance
37 measures specific to each managed care organization. The authority
38 must determine performance measures for each managed care
39 organization based on the criteria established in (a)(ii) of this
40 subsection.

1 (d) By September 15, 2021, and annually thereafter, the authority
2 shall notify each managed care organization of the performance
3 measures for the organization for the subsequent plan year.

4 (e) Two percent of the total plan year funding appropriated to
5 each managed care organization that provides services to clients
6 under chapter 70.320 RCW shall be withheld. At least seventy-five
7 percent of the withhold shall be held contingent on each managed care
8 organization's performance on the seven performance measures
9 identified in this section. Each managed care organization may earn
10 back the annual withhold if the external quality improvement
11 organization finds that the managed care organization:

12 (i) Made statistically significant improvement in the seven
13 performance measures as compared to the preceding plan year; or

14 (ii) Scored in the top national medicaid quartile of the
15 performance measures.

16 (f) The amount of withhold annually paid to each managed care
17 organization shall be proportional to findings of statistically
18 significant improvement or top national medicaid quartile scoring by
19 a managed care organization.

20 (g) For no more than two of the four quality focus performance
21 measures, the authority may use an alternate methodology to
22 approximate top national medicaid quartile performance where top
23 quartile performance data is unavailable.

24 (h) For the purposes of this subsection, "external quality
25 improvement organization" means an organization that meets the
26 competence and independence requirements under 42 C.F.R. Sec.
27 438.354, as it existed on the effective date of this section.

28 ~~((32))~~ (38)(a) The authority shall ensure
29 that appropriate resources are dedicated to implementing the
30 recommendations of the centers for medicare and medicaid services
31 center for program integrity as provided to the authority in the
32 January 2019 Washington focused program integrity review final
33 report. Additionally, the authority shall:

34 (i) Work to ensure the efficient operations of the managed care
35 plans, including but not limited to, a deconflicting process for
36 audits with and among the managed care plans and the medicaid fraud
37 division at the attorney general's office, to ensure the authority
38 staff perform central audits of cases that appear across multiple
39 managed care plans, versus the audits performed by the individual
40 managed care plans or the fraud division; and

1 (ii) Remain accountable for operating in an effective and
2 efficient manner, including performing program integrity activities
3 that ensure high value in the medical assistance program in general
4 and in medicaid managed care specifically;

5 (A) Work with its contracted actuary and the medicaid forecast
6 work group to develop methods and metrics related to managed care
7 program integrity activity that shall be incorporated into annual
8 rate setting; and

9 (B) Work with the medicaid forecast work group to ensure the
10 results of program integrity activity are incorporated into the rate
11 setting process in a transparent, timely, measurable, quantifiable
12 manner.

13 (b) The authority shall submit a report to the governor and
14 appropriate committees of the legislature by October 1, 2021, that
15 includes, but is not limited to:

16 (i) Specific, quantified actions that have been taken, to date,
17 related to the recommendations of the centers for medicare and
18 medicaid services center for program integrity as provided to the
19 authority in the January 2019 Washington focused program integrity
20 review final report; and

21 (ii) Specific, quantified information regarding the steps taken
22 toward (a) (i), (iii), and (iv) of this subsection.

23 ~~((33))~~ (39) No later than December 31,
24 2021, the health care authority, in partnership with the department
25 of social and health services as described in section 204(16) of this
26 act, shall submit a waiver request to the federal department of
27 health and human services to authorize presumptive medicaid
28 eligibility determinations for clients preparing for acute care
29 hospital discharge who may need long-term services and supports. The
30 department and the authority shall hold stakeholder discussions,
31 including opportunities for public review and comment, during
32 development of the waiver request. Upon submission of the waiver
33 request, the department and the authority shall submit a report to
34 the governor and the appropriate legislative committees that
35 describes the request and identifies any statutory changes that may
36 be necessary if the federal government approves the request.

37 ~~((34))~~ (40) \$2,786,000 of the general fund
38 —state appropriation for fiscal year 2022, \$3,714,000 of the general
39 fund—state appropriation for fiscal year 2023, and \$11,009,000 of the

1 general fund—federal appropriation are provided solely to maintain
2 and increase access for behavioral health services through increased
3 provider rates. The rate increases are effective October 1, 2021, and
4 must be applied to the following codes for children and adults
5 enrolled in the medicaid program: 90832, 90833, 90834, 90837, H0004,
6 H0036, H2015, H2021, H0023, 90836, 90838, 96156, 96158, 96159, 96164,
7 96165, 96167, 96168, 96170, 96171, 90845, 90846, 90847, 90849, 90853,
8 90785, and 90791. The authority may use a substitute code in the
9 event that any of the codes identified in this subsection are
10 discontinued and replaced with an updated code covering the same
11 service. Within the amounts provided in this subsection the authority
12 must:

13 (a) Implement this rate increase in accordance with the process
14 established in chapter 285, Laws of 2020 (EHB 2584) (behavioral
15 health rates);

16 (b) Raise the state fee-for-service rates for these codes by up
17 to 15 percent, except that the state medicaid rate may not exceed the
18 published medicare rate or an equivalent relative value unit rate if
19 a published medicare rate is not available;

20 (c) Require in contracts with managed care organizations that,
21 beginning October 2021, managed care organizations pay no lower than
22 the fee-for-service rate for these codes, and adjust managed care
23 capitation rates accordingly; and

24 (d) Not duplicate rate increases provided in subsections ~~((35)~~
25 ~~and (36))~~ (41) and (42) of this section.

26 ~~((35))~~ (41) \$19,664,000 of the general
27 fund—state appropriation for fiscal year 2022, \$26,218,000 of the
28 general fund—state appropriation for fiscal year 2023, and
29 \$77,996,000 of the general fund—federal appropriation are provided
30 solely to maintain and increase access for primary care services for
31 medicaid-enrolled patients through increased provider rates beginning
32 October 1, 2021. Within the amounts provided in this subsection the
33 authority must:

34 (a) Increase the medical assistance rates for adult primary care
35 services that are reimbursed solely at the existing medical
36 assistance rates on a fee-for-service basis, as well as through
37 managed care plans, by at least 15 percent above medical assistance
38 rates in effect on January 1, 2019;

1 (b) Increase the medical assistance rates for pediatric primary
2 care services that are reimbursed solely at the existing medical
3 assistance rates on a fee-for-service basis, as well as through
4 managed care plans, by at least 21 percent above medical assistance
5 rates in effect on January 1, 2019;

6 (c) Increase the medical assistance rates for pediatric critical
7 care, neonatal critical care, and neonatal intensive care services
8 that are reimbursed solely at the existing medical assistance rates
9 on a fee-for-service basis, as well as through managed care plans, by
10 at least 21 percent above medical assistance rates in effect on
11 January 1, 2019;

12 (d) Apply reimbursement rates required under this subsection to
13 payment codes in a manner consistent with the temporary increase in
14 medicaid reimbursement rates under federal rules and guidance in
15 effect on January 1, 2014, implementing the patient protection and
16 affordable care act, except that the authority may not require
17 provider attestations;

18 (e) Pursue state plan amendments to require medicaid managed care
19 organizations to increase rates under this subsection through
20 adoption of a uniform percentage increase for network providers
21 pursuant to 42 C.F.R. Sec. 438.6(c)(1)(iii)(B), as existing on
22 January 1, 2019; and

23 (f) Not duplicate rate increases provided in subsections ~~((34)~~
24 ~~and (36))~~ (40) and (42) of this section.

25 ~~((36))~~ (42) \$2,233,000 of the general fund
26 —state appropriation for fiscal year 2022, \$2,977,000 of the general
27 fund—state appropriation for fiscal year 2023, and \$10,871,000 of the
28 general fund—federal appropriation are provided solely to increase
29 provider rates to maintain and increase access for family planning
30 services for patients seeking services through department of health
31 sexual and reproductive health program family planning providers. The
32 rate increases are effective October 1, 2021, and must be applied to
33 the following codes for eligible apple health and family planning
34 only clients seeking services through department of health sexual and
35 reproductive health program providers: 36415, 36416, 55250, 57170,
36 58340, 58600, 58605, 58611, 58615, 58670, 58671, 59840, 59841, 59850,
37 59851, 59852, 59855, 59856, 59857, 76817, 81025, 84702, 84703, 86631,
38 86632, 86901, 87110, 87270, 87320, 87490, 87491, 87590, 87591, 87624,
39 87625, 87800, 87810, 88141, 88142, 88143, 88147, 88148, 88150, 88152,

1 88153, 88164, 88165, 88166, 88167, 88174, 88175, 96372, 99071, 99201,
2 99202, 99203, 99204, 99211, 99212, 99213, 99214, 99384, 99385, 99386,
3 99394, 99395, 99396, 99401, and S0199. The authority may use a
4 substitute code if any of the codes identified in this subsection are
5 discontinued and replaced with an updated code covering the same
6 service. Within the amounts provided in this subsection the authority
7 must:

8 (a) Increase the family planning rates for services that are
9 included on and reimbursed solely at the existing family planning fee
10 schedule on a fee-for-service basis, as well as through managed care
11 plans, by at least 162 percent above family planning fee schedule
12 rates in effect on January 1, 2021;

13 (b) Pursue state plan amendments to require medicaid managed care
14 organizations to increase rates under this subsection through
15 adoption of a uniform percentage increase for network providers
16 pursuant to 42 C.F.R. Sec. 438.6(c)(1)(iii)(B), as existing on
17 January 1, 2021; and

18 (c) Not duplicate rate increases provided in subsections ~~((34)~~
19 ~~and (35))~~ (40) and (41) of this section.

20 ~~((37))~~ (43)(a) Beginning with fiscal year
21 2020, and for each subsequent year thereafter, the authority shall
22 reconcile on an annual basis with rural health clinics.

23 (b) Beginning with fiscal year 2020, and for each subsequent year
24 thereafter, the authority shall properly accrue for any anticipated
25 reconciliations with rural health clinics during the fiscal year
26 close process following generally accepted accounting practices.

27 ~~((38))~~ (44)(a) The authority in
28 collaboration with the office of financial management and
29 representatives from fiscal committees of the legislature shall
30 conduct an evaluation of the APM4 model to determine its cost
31 effectiveness and impact on patient outcomes and report its findings
32 and recommendations to the appropriate committees of the legislature
33 by November 15, 2022.

34 (b) The authority shall not enter into any future value-based
35 arrangements with federally qualified health centers or rural health
36 clinics prior to receiving approval from the office of financial
37 management and the appropriate committees of the legislature.

38 (c) The authority shall not modify the reconciliation process or
39 the APM4 program with federally qualified health centers or rural

1 health clinics without notification to and the opportunity to comment
2 from the office of financial management.

3 (d) The authority shall require all managed care organizations to
4 provide information to the authority to account for all payments to
5 federally qualified health centers to include how payments are made,
6 including any additional payments and whether there is a sub-
7 capitation arrangement or value-based purchasing arrangement.

8 (e) Beginning with fiscal year 2021 and for each subsequent year
9 thereafter, the authority shall reconcile on an annual basis with
10 federally qualified health centers contracting under APM4.

11 (f) Beginning with fiscal year 2021 and for each subsequent year
12 thereafter, the authority shall properly accrue for any anticipated
13 reconciliations with federally qualified health centers contracting
14 under APM4 during the fiscal year close process following generally
15 accepted accounting practices.

16 ~~((39))~~ (45) Within the amounts
17 appropriated in this section, the authority is to include allergen
18 control bed and pillow covers as part of the durable medical
19 equipment benefit for children with an asthma diagnosis enrolled in
20 medical assistance programs.

21 ~~((40))~~ (46) Within the amounts
22 appropriated in this section, the authority shall reimburse for
23 maternity services provided by doulas.

24 ~~((41))~~ (47) \$60,000 of the general fund—
25 state appropriation for fiscal year 2022 and \$60,000 of the general
26 fund—federal appropriation are provided solely for evaluation of the
27 Washington rural health access preservation pilot program.

28 ~~((42))~~ (48) \$160,000 of the general fund—
29 state appropriation for fiscal year 2022 and \$1,440,000 of the
30 general fund—federal appropriation are provided solely for health
31 care interoperability costs and are subject to the conditions,
32 limitations, and review provided in section 701 of this act.

33 ~~((43))~~ (49) \$275,000 of the general fund—
34 state appropriation for fiscal year 2022, \$160,000 of the general
35 fund—state appropriation for fiscal year 2023, and \$3,913,000 of the
36 general fund—federal appropriation are provided solely for modular
37 replacement costs of the ProviderOne pharmacy point of sale system
38 and are subject to the conditions, limitations, and review provided
39 in section 701 of this act.

1 (~~(44)~~) (50) \$484,000 of the general fund—
2 state appropriation for fiscal year 2022 and \$466,000 of the general
3 fund—state appropriation for fiscal year 2023 are provided solely to
4 implement Engrossed Second Substitute Senate Bill No. 5399 (universal
5 health care commission). (~~If the bill is not enacted by June 30,~~
6 ~~2021, the amounts provided in this subsection shall lapse.~~

7 ~~(45)~~) (51) \$654,000 of the general fund—
8 state appropriation for fiscal year 2022, \$655,000 of the general
9 fund—state appropriation for fiscal year 2023, and \$2,154,000 of the
10 general fund—federal appropriation are provided solely for the
11 authority to increase the nonemergency medical transportation broker
12 administrative rate to ensure access to health care services for
13 medicaid patients.

14 (~~(46)~~) (52) \$1,715,000 of the general fund
15 —state appropriation for fiscal year 2022, \$1,804,000 of the general
16 fund—state appropriation for fiscal year 2023, and \$6,647,000 of the
17 general fund—federal appropriation are provided solely to increase
18 the rates paid to rural hospitals that meet the criteria in (a)
19 through (~~(d)~~)(e) of this subsection. Payments for state and federal
20 medical assistance programs for services provided by such a hospital,
21 regardless of the beneficiary's managed care enrollment status, must
22 be increased to 150 percent of the hospital's fee-for-service rates.
23 The authority must discontinue this rate increase after June 30,
24 2023, and return to the payment levels and methodology for these
25 hospitals that were in place as of January 1, 2018. Hospitals
26 participating in the certified public expenditures program may not
27 receive increased reimbursement for inpatient services. Hospitals
28 qualifying for this rate increase must:

29 (a) Be certified by the centers for medicare and medicaid
30 services as sole community hospitals as of January 1, 2013;

31 (b) Have had less than 150 acute care licensed beds in fiscal
32 year 2011;

33 (c) Have a level III adult trauma service designation from the
34 department of health as of January 1, 2014;

35 (d) Be owned and operated by the state or a political
36 subdivision; and

37 (e) Accept single bed certification patients pursuant to RCW
38 71.05.745 by July 1, 2022. If the hospitals qualifying for this rate
39 increase do not accept single bed certification patients by July 1,

1 2022, the authority must discontinue this rate increase after October
2 1, 2022, and must return to the payment levels and methodology for
3 these hospitals that were in place as of January 1, 2018.

4 ~~((47))~~ (53) \$100,000 of the general fund—
5 state appropriation for fiscal year 2022, \$100,000 of the general
6 fund—state appropriation for fiscal year 2023, and \$200,000 of the
7 general fund—federal appropriation are provided solely for pass
8 through funding for a citizens of the compact of free association
9 (COFA) community member led organization through a Washington state
10 based organization contract as outlined in RCW 43.71A.030 to provide
11 additional supports to COFA community members statewide who are
12 seeking access to health coverage and health care services. The
13 amounts provided in this subsection for fiscal year 2022 must be
14 distributed no later than October 1, 2021. The amounts provided in
15 this subsection for fiscal year 2023 must be distributed no later
16 than October 1, 2022.

17 ~~((48))~~ (54) The authority shall
18 collaborate with the Washington state LGBTQ commission, the
19 department of health, advocates for people living with HIV in
20 Washington, consumers, and medical professionals with expertise in
21 serving the medicaid population living with HIV, to consider and
22 develop recommendations regarding:

23 (a) Access to HIV antiretroviral drugs on the medicaid drug
24 formulary, including short- and long-term fiscal implications of
25 eliminating current prior authorization and fail-first requirements;

26 (b) Impact of drug access on public health and the statewide goal
27 of reducing HIV transmissions; and

28 (c) Maximizing pharmaceutical drug rebates for HIV antiretroviral
29 drugs.

30 ~~((49))~~ (55) \$22,000 of the general fund—
31 state appropriation for fiscal year 2022, \$22,000 of the general fund
32 —state appropriation for fiscal year 2023, and \$134,000 of the
33 general fund—federal appropriation are provided solely to implement
34 Substitute Senate Bill No. 5157 (behavioral disorders/justice). ~~((If~~
35 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
36 ~~this subsection shall lapse.~~

37 ~~(50))~~ (56) Within the amounts appropriated
38 in this section, the authority shall extend the oral health
39 connections pilot project in Spokane, Thurston, and Cowlitz counties.

1 The authority shall continue to work in collaboration with a state-
2 based oral health foundation to jointly develop and implement the
3 program. The purpose of the pilot is to test the effect that enhanced
4 dental benefits for medicaid clients with diabetes and pregnant
5 clients have on access to dental care, health outcomes, and medical
6 care costs. The pilot program must continue to include enhanced
7 reimbursement rates for participating dental providers, including
8 denturists licensed under chapter 18.30 RCW, and an increase in the
9 allowable number of periodontal treatments to up to four per calendar
10 year. The authority has the option of extending pilot program
11 eligibility to dually eligible medicaid clients who are diabetic or
12 pregnant and to pregnant medicaid clients under the age of 20. The
13 authority has the option of adjusting the pilot program benefit
14 design and fee schedule based on previous findings, within amounts
15 appropriated in this section. Diabetic or pregnant medicaid clients
16 who are receiving dental care within the pilot regions, regardless of
17 location of the service within the pilot regions, are eligible for
18 the increased number of periodontal treatments. The state-based oral
19 health foundation shall continue to partner with the authority and
20 provide wraparound services to link patients to care. The authority
21 and foundation shall provide a joint report to the appropriate
22 committees of the legislature on October 1, 2021, outlining the
23 findings of the original three-year pilot program, and on December 1,
24 2022, outlining the progress of the extended pilot program.

25 ~~((51))~~ (57)(a) \$200,000 of the general
26 fund—state appropriation for fiscal year 2022 and \$200,000 of the
27 general fund—federal appropriation are provided solely for
28 contracting with the office of equity to implement chapter 293, Laws
29 of 2020 (baby, child dentistry access). By November 15, 2021, the
30 authority shall submit a report to the appropriate committees to the
31 legislature describing its progress implementing chapter 293, Laws of
32 2020 (baby, child dentistry access) and chapter 242, Laws of 2020
33 (access to baby and child dentistry for children with disabilities).

34 (b) \$200,000 of the general fund—state appropriation
35 for fiscal year 2023 and \$200,000 of the general fund—federal
36 appropriation are provided solely for the authority to contract with
37 access to baby and child dentistry local programs for the purpose of
38 maintaining and expanding capacity for local program coordinators.
39 The goals of this contracting include, but are not limited to,

1 reducing racial and ethnic disparities in access to care and oral
2 health outcomes, increasing the percentage of medicaid-enrolled
3 children under the age of two accessing dental care, and continued
4 provider engagement and outreach. The authority may contract with the
5 office of equity and other statewide and local equity partners to
6 provide training and identify activities and deliverables.

7 ~~((52))~~ (58) \$75,000 of the general fund—
8 state appropriation for fiscal year 2022 and \$75,000 of the general
9 fund—federal appropriation are provided solely for contracting by the
10 health care authority to further the development and implementation
11 of its Washington primary care transformation initiative, intended
12 to increase team-based primary care and the percentage of overall
13 health care spending in the state devoted to primary care. By October
14 1, 2021, the authority must update the legislature on the status of
15 the initiative, including any fiscal impacts of this initiative,
16 potential implementation barriers, and needed legislation.

17 ~~((53))~~ (59) Sufficient funds are provided
18 to continue reimbursing dental health aid therapists for services
19 performed in tribal facilities for medicaid clients. The authority
20 must leverage any federal funding that may become available as a
21 result of appeal decisions from the centers for medicare and medicaid
22 services or the United States court of appeals for the ninth circuit.

23 ~~((54))~~ (60) \$149,000 of the general fund—
24 state appropriation for fiscal year 2022 and \$140,000 of the general
25 fund—state appropriation for fiscal year 2023 are provided solely to
26 implement Engrossed Second Substitute Senate Bill No. 5377
27 (standardized health plans). ~~((If the bill is not enacted by June 30,~~
28 ~~2021, the amounts provided in this subsection shall lapse.~~

29 ~~(55))~~ (61) Within the amount appropriated
30 within this section, the authority shall implement the requirements
31 of Substitute Senate Bill No. 5068 (postpartum period/medicaid) and
32 the American rescue plan act of 2021, P.L. 117-2, in extending health
33 care coverage during the postpartum period. The authority shall make
34 every effort to expedite and complete eligibility determinations for
35 individuals who are likely eligible to receive health care coverage
36 under Title XIX or Title XXI of the federal social security act to
37 ensure the state is receiving maximum federal match. This includes,
38 but is not limited to, working with managed care organizations to
39 provide continuous outreach in various modalities until the

1 individual's eligibility determination is completed. Beginning June
2 1, 2022, the authority must submit quarterly reports to the caseload
3 forecast work group on the number of individuals who are likely
4 eligible to receive health care coverage under Title XIX or Title XXI
5 of the federal social security act but are waiting for the authority
6 to complete eligibility determination, the number of individuals who
7 were likely eligible but are now receiving health care coverage with
8 the maximum federal match under Title XIX or Title XXI of the federal
9 social security act, and outreach activities including the work with
10 managed care organizations.

11 ~~((56))~~ (62) \$10,695,000 of the general
12 fund—state appropriation for fiscal year 2022, \$10,695,000 of the
13 general fund—state appropriation for fiscal year 2023, and
14 \$54,656,000 of the general fund—federal appropriation are provided
15 solely to maintain and increase access for adult dental services for
16 medicaid enrolled patients through increased provider rates beginning
17 July 1, 2021. Within the amounts provided in this subsection, the
18 authority must increase the medical assistance rates for adult dental
19 services that are reimbursed solely at the existing medical
20 assistance rates on a fee-for-service basis up to 100 percent above
21 medical assistance rates in effect on January 1, 2019.

22 ~~((57))~~ (63) \$551,000 of the general fund—
23 state appropriation for fiscal year 2022, \$770,000 of the general
24 fund—state appropriation for fiscal year 2023, and \$3,288,000 of the
25 general fund—federal appropriation are provided solely for the
26 implementation of Second Substitute Senate Bill No. 5195 (opioid
27 overdose medication). ~~((If the bill is not enacted by June 30, 2021,~~
28 ~~the amounts provided in this subsection shall lapse.~~

29 ~~(58))~~ (64) The authority must claim the
30 enhanced federal medical assistance participation rate for home and
31 community-based services offered under section 9817 of the American
32 rescue plan act of 2021 (ARPA). Appropriations made that constitute
33 supplementation of home and community-based services as defined in
34 section 9817 of ARPA are listed in the LEAP omnibus document
35 HCBS-2021.

36 ~~((59))~~ (65) \$250,000 of the general fund—
37 state appropriation for fiscal year 2022 and \$250,000 of the general
38 fund—state appropriation for fiscal year 2023 are provided solely for
39 the authority to continue a public-private partnership with a state-

1 based oral health foundation to connect medicaid patients to dental
2 services and reduce barriers to accessing care. The authority shall
3 submit a progress report to the appropriate committees of the
4 legislature by June 30, 2022.

5 ~~((+60))~~ (66)(a) \$35,000,000 of the
6 coronavirus state fiscal recovery ~~((account))~~ fund—federal
7 appropriation is provided solely for the authority to distribute
8 grants for the provision of health care services for uninsured and
9 underinsured individuals, regardless of immigration status. Grants
10 provided under this subsection must be used for the direct care of
11 uninsured and underinsured individuals under 200 percent of the
12 federal poverty level, including on-site care as well as referrals to
13 and payment for services provided off-site, for:

14 (i) The testing, assessment, or treatment of the severe acute
15 respiratory syndrome coronavirus 2 (COVID-19), including facility and
16 provider fees;

17 (ii) Primary and preventive care;

18 (iii) Behavioral health services;

19 (iv) Oral health care;

20 (v) Assessment, treatment, and management of acute or chronic
21 conditions, including but not limited to the cost of laboratory,
22 prescription medications, specialty care, therapies, radiology, and
23 other diagnostics; and

24 (vi) Outreach and education needed to inform patients and
25 prospective patients that care is available free of charge.

26 (b) To be eligible for a grant under this subsection, a federally
27 qualified health center, rural health clinic, free clinic, public
28 hospital district, behavioral health provider or facility, behavioral
29 health administrative service organization, or community-based
30 organization must apply for a grant and agree to not:

31 (i) Bill individuals for any portion of the services provided
32 that involve the use of amounts appropriated in this section; or

33 (ii) Use the amounts provided in this subsection for services for
34 which other funds are available, such as federal funds from the
35 families first coronavirus response act and the American rescue plan
36 act.

37 (c) Grants provided under this subsection may be used to provide
38 on-site care, care delivered via telehealth, and referrals to and
39 payments for services provided off-site. Recipients may use funds
40 distributed in this subsection to reimburse other providers or

1 facilities for the cost of care. Only free clinics may use grants
2 provided under this subsection to cover general operating costs,
3 including staffing, supplies, and equipment purchases.

4 (d) The agency shall employ fund allocation approaches that
5 engage community residents, organizations, and leaders in identifying
6 priorities and implementing projects and initiatives that reflect
7 community values and priorities. At a minimum, this must include
8 consultation with community health boards and organizations that
9 advocate for access to health care for uninsured state residents.

10 (e) Recipients of the amounts provided in this subsection must
11 submit reports to the authority on the use of grant funds, including
12 data about utilization of services. The authority shall prepare and
13 post on its website an annual report detailing the amount of funds
14 disbursed and aggregating information submitted by recipients.

15 (f) The authority may retain no more than three percent of the
16 amounts provided in this subsection for administrative costs.

17 (g) As used in this subsection, "free clinics" mean private,
18 nonprofit, community, or faith-based organizations that provide
19 medical, dental, and mental health services at little or no cost to
20 uninsured and underinsured people through the use of volunteer health
21 professionals, community volunteers, and partnerships with other
22 health providers.

23 ~~((+61))~~ (67) \$123,000 of the general fund—
24 state appropriation for fiscal year 2022, \$46,000 of the general fund
25 —state appropriation for fiscal year 2023, and \$743,000 of the
26 general fund—federal appropriation are provided solely for the
27 implementation of Substitute House Bill No. 1348 (incarcerated
28 persons/medical). ~~((If the bill is not enacted by June 30, 2021, the
29 amounts provided in this subsection shall lapse.~~

30 ~~+62))~~ (68) \$1,350,000 of the general fund—
31 state appropriation for fiscal year 2023 and \$2,570,000 of the
32 general fund—federal appropriation are provided solely for the
33 implementation of House Bill No. 1096 (nonmedicare plans). ~~((If the
34 bill is not enacted by June 30, 2021, the amounts provided in this
35 subsection shall lapse.~~

36 ~~+63))~~ (69) Within the amounts provided in
37 this section, sufficient funding is provided for the authority to
38 implement Second Substitute House Bill No. 1325 (behavioral health/
39 youth).

1 (~~(64)~~) (70) \$184,000 of the general fund—
2 state appropriation for fiscal year 2022 and \$175,000 of the general
3 fund—state appropriation for fiscal year 2023 are provided solely for
4 the implementation of Engrossed Substitute House Bill No. 1196
5 (audio-only telemedicine). (~~If the bill is not enacted by June 30,~~
6 ~~2021, the amounts provided in this subsection shall lapse.~~

7 ~~(65)~~) (71) \$232,000 of the general fund—
8 state appropriation for fiscal year 2022, \$300,000 of the general
9 fund—state appropriation for fiscal year 2023, and \$599,000 of the
10 general fund—federal appropriation are provided solely for
11 reimbursement for a social worker as part of the medical assistance
12 home health benefit.

13 (~~(66)~~) (72) \$1,303,000 of the general fund
14 —state appropriation for fiscal year 2022 and \$285,000 of the general
15 fund—state appropriation for fiscal year 2023 are provided solely for
16 the implementation of Engrossed Substitute Senate Bill No. 5203
17 (generic prescription drugs). (~~If the bill is not enacted by June~~
18 ~~30, 2021, the amounts provided in this subsection shall lapse.~~

19 ~~(67)~~) (73) \$18,669,000 from the Indian
20 health improvement reinvestment account is provided solely for Indian
21 health improvement advisory plan projects, programs, and activities
22 authorized by RCW 43.71B.030.

23 (~~(68)~~) (74) \$434,000 of the general fund—
24 state appropriation for fiscal year 2022 and \$489,000 of the general
25 fund—state appropriation for fiscal year 2023 are provided solely for
26 the authority to partner with the department of social and health
27 services to create surge capacity in acute care hospitals by
28 supporting non-citizens who are both in acute care hospitals awaiting
29 discharge and on the department of social and health services
30 waitlist for services. The amounts provided in this subsection are
31 for the authority to cover the cost of medical assistance for 20 new
32 non-citizen clients.

33 (~~(69)~~) (75) \$25,000 of the general fund—
34 state appropriation for fiscal year 2022 and \$25,000 of the general
35 fund—federal appropriation are provided solely for the authority to
36 develop an implementation plan to incorporate medical and psychiatric
37 respite care as statewide medicaid benefits. The plan must include an
38 analysis of the cost effectiveness of providing medical and
39 psychiatric respite care benefits for medicaid enrollees. In

1 developing the plan, the authority shall consult with interested
2 stakeholders, including medicaid managed care organizations,
3 community health centers, organizations providing respite care, and
4 hospitals. Amounts provided in this subsection may be used for staff
5 support and one-time contracting. No later than January 15, 2022, the
6 authority shall report its findings to the relevant committees of the
7 legislature, the office of the governor, and the office of financial
8 management.

9 ~~((70))~~ (76) \$281,000 of the general fund—
10 state appropriation for fiscal year 2022, \$192,000 of the general
11 fund—state appropriation for fiscal year 2023, and \$803,000 of the
12 general fund—federal appropriation are provided solely for the
13 implementation of Engrossed Second Substitute Senate Bill No. 5304
14 (reentry services). ~~((If the bill is not enacted by June 30, 2021,~~
15 ~~the amounts provided in this subsection shall lapse.~~

16 ~~(71))~~ (77)(a) The authority shall assess
17 the feasibility and fiscal impacts of an 1115 medicaid waiver to
18 extend continuous eligibility for apple health covered children ages
19 zero through five as a component of school readiness. The authority
20 may seek support for the analysis. Prior to submitting the waiver
21 application, the authority shall provide a status update no later
22 than September 30, 2021, to the governor and fiscal committees of the
23 legislature.

24 (b) \$6,090,000 of the general fund—state appropriation
25 for fiscal year 2023 and \$6,125,000 of the general fund—federal
26 appropriation are provided solely for the authority to extend
27 continuous eligibility for apple health to children ages zero to six
28 with income at or below 215 percent of the federal poverty level. The
29 centers for medicare and medicaid services must approve the 1115
30 medicaid waiver prior to the implementation of this policy.

31 (78) \$500,000 of the general fund—state appropriation
32 for fiscal year 2023 is provided solely for the perinatal support
33 warm line to provide peer support, resources, and referrals to new
34 and expectant parents and people in the emotional transition to
35 parenthood experiencing, or at risk of, postpartum depression or
36 other mental health issues.

37 (79) Sufficient funding is provided to remove the
38 asset test from the medicare savings program review process.

1 (80) \$77,000 of the general fund—state appropriation
2 for fiscal year 2022 and \$286,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for
4 implementation of Substitute House Bill No. 1728 (insulin work group
5 reauth.). If the bill is not enacted by June 30, 2022, the amounts
6 provided in this subsection shall lapse.

7 (81) Sufficient funding is provided to eliminate the
8 mid-certification review process for the aged, blind, or disabled and
9 housing and essential needs referral programs.

10 (82) \$103,000 of the general fund—state appropriation
11 for fiscal year 2022, \$253,000 of the general fund—state
12 appropriation for fiscal year 2023, and \$2,724,000 of the general
13 fund—federal appropriation are provided solely for the authority to
14 procure an electronic consent management solution for patients and
15 health care providers to exchange health-related information and are
16 subject to the conditions, limitations, and review requirements of
17 section 701 of this act.

18 (83) \$1,788,000 of the general fund—state
19 appropriation for fiscal year 2022, \$1,788,000 of the general fund—
20 state appropriation for fiscal year 2023, and \$994,000 of the general
21 fund—federal appropriation are provided solely for electronic health
22 record expansion that must be based on the operational and technical
23 needs necessary to implement the national 988 system and are subject
24 to the conditions, limitations, and review requirements of section
25 701 of this act. As a condition of funding under this subsection, the
26 authority must complete all reporting required under RCW 71.24.898.

27 (84) \$3,250,000 of the general fund—state
28 appropriation for fiscal year 2023 is provided solely for the
29 authority to make information technology system and provider network
30 upgrades necessary for the anticipated expansion of medicaid
31 equivalent health care coverage for uninsured adults with incomes up
32 to 138 percent of the federal poverty level regardless of immigration
33 status in collaboration with the department of social and health
34 services and is subject to the conditions, limitations, and review
35 provided in section 701 of this act.

36 (85) \$10,406,000 of the general fund—state
37 appropriation for fiscal year 2023 and \$10,715,000 of the general
38 fund—federal appropriation are provided solely to maintain and
39 increase access for children's dental services for medicaid enrolled

1 patients through increased provider rates beginning January 1, 2023.
2 Within the amounts provided in this subsection, the authority must
3 increase the medical assistance rates for children's dental services
4 that are reimbursed solely at the existing medical assistance rates
5 on a fee-for-service basis as follows:

6 (a) Increase the rates for codes for the access to
7 baby and child dentistry (ABCD) program by 40 percent;

8 (b) Increase the rates for codes for children's dental
9 program rates for persons aged zero to 20 years old that have a
10 corresponding ABCD code to the current ABCD code rate, plus an
11 additional 10 percent rate increase; and

12 (c) Increase the rates for codes for children's dental
13 program rates for persons aged zero to 20 years old without a
14 corresponding ABCD code to 70 percent of the medical assistance rates
15 on a fee-for-service basis for adult dental services in effect on
16 January 1, 2022. This increase does not apply to codes with rates
17 already greater than 70 percent of the adult dental services
18 rate .

19 (86) \$250,000 of the general fund—state appropriation
20 for fiscal year 2023 and \$250,000 of the general fund—federal
21 appropriation are provided solely for the authority to conduct a
22 feasibility study for planning, design, implementation, and
23 administration of a case management solution that supports
24 acquisition, storage, and retrieval of data and data analysis
25 pursuant to *Trueblood, et al. v. Department of Social and Health*
26 *Services, et al.*, United States district court for the western
27 district of Washington, cause no. 14-cv-00178-MJP.

28 (87) \$56,000 of the general fund—state appropriation
29 for fiscal year 2022 and \$1,548,000 of the general fund—state
30 appropriation for fiscal year 2023 are provided solely for health
31 information technology and evaluations necessary to support the 1115
32 demonstration waiver as it relates to institutions for mental
33 diseases and are subject to the conditions, limitations, and review
34 requirements of section 701 of this act.

35 (88) \$272,000 of the general fund—state appropriation
36 for fiscal year 2023 and \$149,000 of the general fund—federal
37 appropriation are provided solely to align services provided through
38 both fee-for-service and managed care to the bright futures

1 guidelines, or a comparable schedule, for early and periodic
2 screening, diagnosis, and treatment beginning January 1, 2023.

3 (89) \$3,174,000 of the general fund—state
4 appropriation for fiscal year 2023 is provided solely for
5 implementation of Substitute Senate Bill No. 5745 (personal needs
6 allowance). If the bill is not enacted by June 30, 2022, the amount
7 provided in this subsection shall lapse.

8 (90) \$297,000 of the general fund—state appropriation
9 for fiscal year 2023 is provided solely for implementation of
10 Substitute Senate Bill No. 5589 (primary care spending). If the bill
11 is not enacted by June 30, 2022, the amount provided in this
12 subsection shall lapse.

13 (91) \$1,460,000 of the general fund—state
14 appropriation for fiscal year 2023 is provided solely for
15 implementation of Second Substitute Senate Bill No. 5532 (Rx drug
16 affordability board). If the bill is not enacted by June 30, 2022,
17 the amount provided in this subsection shall lapse.

18 (92) \$61,000 of the general fund—state appropriation
19 for fiscal year 2023 and \$183,000 of the general fund—federal
20 appropriation are provided solely for implementation of Second
21 Substitute Senate Bill No. 5736 (minors/behavioral health). If the
22 bill is not enacted by June 30, 2022, the amounts provided in this
23 subsection shall lapse.

24 (93) \$250,000 of the general fund—state appropriation
25 for fiscal year 2023 is provided solely for the authority to design a
26 standardized payment methodology for a palliative care benefit for
27 the state medicaid program and the employee and retiree benefits
28 programs. The authority may contract with a third party to design the
29 palliative care model and complete the work required in this
30 subsection.

31 (94) Within the amounts appropriated in this section,
32 the authority shall develop a state plan amendment, rules, and
33 payment policies; complete necessary system changes related to
34 payment processing and provider enrollment; and update managed care
35 contracts and provider communications in anticipation of providing an
36 adult acupuncture benefit.

37 (95) Within the amounts appropriated in this section,
38 the authority shall develop a state plan amendment, rules, and
39 payment policies; complete necessary system changes related to

1 payment processing and provider enrollment; and update managed care
2 contracts and provider communications in anticipation of providing an
3 adult chiropractic benefit.

4 (96) \$640,000 of the general fund—state appropriation
5 for fiscal year 2023 and \$655,000 of the general fund—federal
6 appropriation are provided solely for a 20 percent rate increase,
7 effective January 1, 2023, for in-home private duty nursing agencies.

8 (97) \$180,000 of the general fund—state appropriation
9 for fiscal year 2023 and \$187,000 of the general fund—federal
10 appropriation are provided solely for a 10 percent rate increase,
11 effective January 1, 2023, for private duty nursing in medically
12 intensive children's group home settings.

13 (98) \$140,000 of the general fund—state appropriation
14 for fiscal year 2023 and \$266,000 of the general fund—federal
15 appropriation are provided solely for a 10 percent rate increase,
16 effective January 1, 2023, for home health services.

17 (99)(a) \$50,000 of the general fund—state
18 appropriation for fiscal year 2022 and \$150,000 of the general fund—
19 state appropriation for fiscal year 2023 are provided solely for the
20 authority to provide a report on psilocybin services wellness and
21 opportunities in consultation with stakeholders as described in this
22 subsection.

23 (b) The director of the authority, or the director's
24 designee, must chair the stakeholder group.

25 (c) The stakeholder group must include, but not be
26 limited to, the following members:

27 (i) The secretary of the department of health or the
28 secretary's designee;

29 (ii) The director of the liquor and cannabis board or
30 the director's designee;

31 (iii) The director of the department of agriculture or
32 the director's designee; and

33 (iv) As appointed by the director of the authority, or
34 the director's designee;

35 (A) A military veteran, or representative of an
36 organization that advocates on behalf of military veterans, with
37 knowledge of psilocybin;

1 (B) Up to two recognized indigenous practitioners with
2 knowledge of the use of psilocybin or other psychedelic compounds in
3 their communities;

4 (C) An individual with expertise in disability rights
5 advocacy;

6 (D) A member of the nursing profession with knowledge
7 of psilocybin;

8 (E) A psychologist with knowledge of psilocybin;

9 (F) A mental health counselor, marriage and family
10 therapist, or social worker with knowledge of psilocybin;

11 (G) A physician with knowledge of psilocybin;

12 (H) A health researcher with expertise in health
13 equity;

14 (I) A representative of the cannabis industry with
15 knowledge of regulation of cannabis businesses in Washington;

16 (J) An advocate from the LGBTQIA community with
17 knowledge of the experience of behavioral health issues within that
18 community;

19 (K) A member of the psychedelic medicine alliance of
20 Washington; and

21 (L) Up to two members with lived experience of
22 utilizing psilocybin.

23 (d) The authority must convene the first meeting of
24 the stakeholder group no later than June 30, 2022.

25 (e) The authority must provide a preliminary brief
26 report to the governor and appropriate committees of the legislature
27 by December 1, 2022, focusing on (f)(i), (ii), and (iii) of this
28 subsection, and a final report by December 1, 2023. The authority may
29 form subcommittees within the stakeholder group and adopt procedures
30 necessary to facilitate its work.

31 (f) The duties of the authority in consultation with
32 the stakeholder group shall include, but not be limited to, the
33 following activities:

34 (i) Review the Oregon health authority's proposed
35 rules for the regulation of psilocybin and assess the impact the
36 adoption of substantially similar laws and rules or Senate Bill No.
37 5660 would have in Washington state, and identify specific areas
38 where a different approach may be necessary or desirable;

39 (ii) Review systems and procedures established by the
40 liquor and cannabis board to monitor manufacturing, testing, and

1 tracking of cannabis to determine suitability and adaptations
2 required for use with psilocybin if Washington adopts legislation
3 substantially similar to the Oregon psilocybin services act or Senate
4 Bill No. 5660;

5 (iii) Review the social opportunity program proposed
6 in Senate Bill No. 5660 for the purpose of recommending improvements
7 or enhancements to promote equitable access to a potential legal
8 psilocybin industry within an operable administrative framework;

9 (iv) Assess functional requirements of Senate Bill No.
10 5660 that would exceed the expertise and capacity of the department
11 of health and identify opportunities for development or collaboration
12 with other state agencies and entities to meet the requirements; and

13 (v) Discuss options to integrate licensed behavioral
14 health professionals into the practice of psilocybin therapy under
15 the framework of Senate Bill No. 5660 where appropriate.

16 (g) The department of health, liquor and cannabis
17 board, and department of agriculture must provide subject matter
18 expertise and support to stakeholder group and any subcommittee
19 meetings of the stakeholder group. For the department of health,
20 subject matter expertise includes an individual or individuals with
21 knowledge and experience with rulemaking, with the regulation of
22 health professionals, and with the regulation of health facilities.

23 (h) Meetings of the stakeholder group under this
24 section shall be open to participation by members of the public.

25 (i) Stakeholder group members participating on behalf
26 of an employer, governmental entity, or other organization are not
27 entitled to be reimbursed for travel expenses if they are elected
28 officials or are participating on behalf of an employer, governmental
29 entity, or other organization. Any reimbursement for other
30 nonlegislative members is subject to chapter 43.03 RCW.

31 (100) \$24,600,000 of the coronavirus state fiscal
32 recovery fund—federal appropriation is provided solely for the
33 authority to provide one-time funding to community health centers
34 paid under either APM3 or APM4 that experienced overpayments because
35 of COVID-19 service-related reductions or had funds withheld due to
36 missing targeted benchmarks because of extraordinary community
37 pandemic response needs in calendar year 2020.

38 (101) \$250,000 of the general fund—state appropriation
39 for fiscal year 2023 and \$250,000 of the general fund—federal

1 appropriation are provided solely for project management and
2 contracting to assist the authority with post-eligibility review
3 planning in anticipation of the end of the COVID-19 public health
4 emergency.

5 (102) \$40,000 of the general fund—state appropriation
6 for fiscal year 2022, \$40,000 of the general fund—state appropriation
7 for fiscal year 2023, \$80,000 of the general fund—federal
8 appropriation, and \$320,000 of the telebehavioral access account—
9 state appropriation are provided solely for additional staff support
10 for the mental health referral service for children and teens.

11 (103)(a) \$2,087,000 of the general fund—state
12 appropriation for fiscal year 2023 is provided solely for the
13 authority to establish a two-year grant program for reimbursement for
14 services to patients up to age 18 provided by community health
15 workers in primary care clinics whose patients are significantly
16 comprised of pediatric patients enrolled in medical assistance under
17 chapter 74.09 RCW beginning January 1, 2023. Community health workers
18 funded under this subsection may provide outreach, informal
19 counseling, and social supports for health-related social needs. The
20 authority shall seek a state plan amendment or federal demonstration
21 waiver should they determine these services are eligible for federal
22 matching funds. Within the amounts provided within this subsection,
23 the authority will provide an initial report to the governor and
24 appropriate committees of the legislature by January 1, 2024, and a
25 final report by January 1, 2025. The report shall include, but not be
26 limited to, the quantitative impacts of the grant program, how many
27 community health workers are participating in the grant program, how
28 many clinics these community health workers represent, how many
29 clients are being served, and evaluation of any measurable health
30 outcomes identified in the planning period prior to January 2023.

31 (b) In collaboration with key stakeholders including
32 pediatric primary care clinics and medicaid managed care
33 organizations, the authority shall explore longer term, sustainable
34 reimbursement options for the integration of community health workers
35 in primary care to address the health-related social needs of
36 families, including approaches to incorporate federal funding.

37 (104)(a) No more than \$156,707,000 of the general fund
38 —federal appropriation and no more than \$60,942,000 of the general

1 fund—local appropriation may be expended for an outpatient directed
2 payment program.

3 (b) The authority shall:

4 (i) Design the program to support the state's access
5 and other quality of care goals and to not increase general fund—
6 state expenditures;

7 (ii) Seek approval from the centers for medicare and
8 medicaid services to create a medicaid outpatient directed payment
9 program for hospital outpatient services provided to medicaid program
10 managed care recipients by University of Washington medical center
11 and harborview medical center;

12 (iii) Upon approval, direct managed care organizations
13 to make payments to eligible providers at levels required to ensure
14 enrollees have timely access to critical high-quality care as allowed
15 under 42 C.F.R. 438.6(c); and

16 (iv) Increase medicaid payments for hospital
17 outpatient services provided by University of Washington medical
18 center and harborview medical center to the average payment received
19 from commercial payers.

20 (c) Any incremental costs incurred by the authority in
21 the development, implementation, and maintenance of this program
22 shall be the responsibility of the participating hospitals.

23 (d) Participating hospitals shall retain the full
24 amount of payments provided under this program.

25 (e) Participating hospitals will provide the local
26 funds to fund the required nonfederal contribution.

27 (f) This program shall be effective as soon as
28 administratively possible.

29 (105) \$70,000 of the general fund—state appropriation
30 for fiscal year 2023 and \$65,000 of the general fund—federal
31 appropriation are provided solely for the authority to collaborate
32 with the department of health and the University of Washington to
33 develop a licensure and regulatory program for behavioral health
34 support specialists consistent with the provisions in Engrossed
35 Second Substitute Senate Bill No. 5884 (behavioral health support).

36 (106) \$16,000 of the general fund—state appropriation
37 for fiscal year 2022, \$31,000 of the general fund—state appropriation
38 for fiscal year 2023, and \$420,000 of the general fund—federal
39 appropriation are provided solely for a technology solution for an

1 authoritative client identifier, or master person index, for state
2 programs within the health and human services coalition to uniformly
3 identify clients across multiple service delivery systems. The
4 coalition will clearly identify all state programs impacted by and
5 all fund sources used in development and implementation of this
6 project. This subsection is subject to the conditions, limitations,
7 and review requirements of section 701 of this act.

8 (107) \$5,000 of the general fund—state appropriation
9 for fiscal year 2022, \$22,000 of the general fund—state appropriation
10 for fiscal year 2023, and \$75,000 of the general fund—federal
11 appropriation are provided solely for implementation of Second
12 Substitute Senate Bill No. 5664 (forensic competency hearings). If
13 the bill is not enacted by June 30, 2022, the amounts provided in
14 this subsection shall lapse.

15 (108)(a) \$3,735,000 of the general fund
16 — state appropriation for fiscal year 2023 and
17 \$14,075,000 of the general fund —
18 federal appropriation are provided solely for the authority to
19 provide coverage for all federal food and drug administration-
20 approved HIV antiviral drugs without prior authorization beginning
21 January 1, 2023.

22 (b) Beginning January 1, 2023, upon initiation or
23 renewal of a contract with the authority to administer a medicaid
24 managed care plan, a managed health care system shall provide
25 coverage without prior authorization for all federal food and drug
26 administration-approved HIV antiviral drugs.

27 (c) By December 1, 2022, and annually thereafter, the
28 authority must submit to the fiscal committees of the legislature the
29 projected and actual expenditures and percentage of medicaid clients
30 who switch to a new drug class without prior authorization as
31 described in (a) and (b) of this subsection.

32 (109)(a) \$200,000 of the general fund—state
33 appropriation for fiscal year 2023 is provided solely for the
34 authority, in consultation with the office of the insurance
35 commissioner, to complete an analysis of the cost to implement a
36 fertility treatment benefit as described in the department of
37 health's December 2021 mandated benefit sunrise review.

38 (b) The authority must contract with one or more
39 consultants to:

1 (i) Obtain utilization and cost data from the state to
2 provide an estimate of aggregate utilization and cost impacts of
3 fertility treatment coverage for medicaid recipients, expressed as
4 total annual cost and as a per member per month cost for plan years
5 2024 through 2027; and

6 (ii) Obtain utilization and cost data from the public
7 employees benefits board and school employees benefits board programs
8 to provide an estimate of aggregate utilization and cost impacts of
9 fertility treatment coverage, expressed as total annual cost and as a
10 per member per month cost for plan years 2024 through 2027.

11 (c) The analysis must include, but is not limited to,
12 a utilization and cost analysis of each of the following services:

13 (i) Infertility diagnosis;

14 (ii) Fertility medications;

15 (iii) Intrauterine insemination;

16 (iv) In vitro fertilization; and

17 (v) Egg freezing.

18 (d) The authority must report the findings of the
19 analysis to the governor and appropriate committees of the
20 legislature by June 30, 2023.

21 (110) (a) \$2,000,000 of the general fund—state
22 appropriation for fiscal year 2023 is provided solely for one-time
23 grants for eligible clinics to establish behavioral health
24 integration in primary care clinics for children and adolescents. The
25 authority may award grants of up to \$200,000 per clinic.

26 (b) Recipients may use grants under this subsection
27 for:

28 (i) Training to create operational workflows that
29 promote team-based care and evidence-based practices;

30 (ii) System development to implement universal
31 screening of patients using standardized assessment tools;

32 (iii) Development of a registry to track patient
33 outcomes;

34 (iv) Behavioral health professional recruitment and
35 retainment;

36 (v) Psychiatric supervision recruitment and retainment
37 for consultation services for the behavioral health integration
38 program;

39 (vi) Partnership development with community mental
40 health centers for referral of patients with higher level needs;

1 (vii) Information technology infrastructure, including
2 electronic health record adjustments and registry creation; and

3 (viii) Physical space modifications to accommodate
4 additional staff.

5 (c) To be eligible for grants under this subsection,
6 clinics must have:

7 (i) At least 35 percent of their total patients
8 enrolled in medicaid. Priority for funding must be given to clinics
9 with the highest proportion of patients enrolled in medicaid;

10 (ii) A primary care advocate or proponent of the
11 behavioral health integration program;

12 (iii) Support for the behavioral health integration
13 program at the highest level of clinic leadership;

14 (iv) An arrangement for psychiatric consultation and
15 supervision;

16 (v) A team-based approach to care, including the
17 primary care provider, behavioral health professional, psychiatric
18 consultant, patient, and patient's family; and

19 (vi) A plan to:

20 (A) Hire a behavioral health professional to be
21 located within the clinic;

22 (B) Create a registry that monitors patient engagement
23 and symptom improvement;

24 (C) Implement universal screening for behavioral
25 health needs;

26 (D) Provide care coordination with schools, emergency
27 departments, hospitals, and other points of care; and

28 (E) Ensure closed-loop referrals to specialty
29 behavioral health care when indicated, as well as engagement in
30 specialty treatment as clinically indicated.

31 (111) \$55,000 of the general fund—state appropriation
32 for fiscal year 2023 and \$122,000 of the general fund—federal
33 appropriation are provided solely to implement Second Substitute
34 House Bill No. 1860 (behavioral health discharge). If the bill is not
35 enacted by June 30, 2022, the amounts provided in this subsection
36 shall lapse.

37 (112) \$300,000 of the general fund—state appropriation
38 for fiscal year 2022 and \$300,000 of the general fund—state
39 appropriation for fiscal year 2023 are provided solely for the Bree

1 collaborative to support collaborative learning and targeted
2 technical assistance for quality improvement initiatives.

3 (113) (a) \$500,000 of the general fund—state
4 appropriation for fiscal year 2023 and \$1,500,000 of the general fund
5 —federal appropriation are provided solely for the authority, in
6 consultation with the health and human services enterprise coalition,
7 community-based organizations, health plans, accountable communities
8 of health, and safety net providers, to determine the cost and
9 implementation impacts of a statewide community information exchange
10 (CIE). A CIE platform must serve as a tool for addressing the social
11 determinants of health, defined as nonclinical community and social
12 factors such as housing, food security, transportation, financial
13 strain, and interpersonal safety, that affect health, functioning,
14 and quality-of-life outcomes.

15 (b) Prior to issuing a request for proposals or
16 beginning this project, the authority must work with stakeholders in
17 (a) of this subsection to determine which platforms already exist
18 within the Washington public and private health care system to
19 determine interoperability needs and fiscal impacts to both the state
20 and impacted providers and organizations that will be using a single
21 statewide community information exchange platform.

22 (c) This subsection is subject to the conditions,
23 limitations, and review requirements of section 701 of this act.

24 (114) \$226,000 of the general fund—state appropriation
25 for fiscal year 2023, \$1,072,000 of the general fund—private/local
26 appropriation, and \$2,588,000 of the general fund—federal
27 appropriation are provided solely to implement Engrossed Substitute
28 House Bill No. 1866 (supportive housing). If the bill is not enacted
29 by June 30, 2022, the amounts provided in this subsection shall
30 lapse.

31 (115) \$8,000,000 of the general fund—state
32 appropriation for fiscal year 2023 is provided solely for one-time
33 bridge grants to hospitals in financial distress. To qualify for
34 these grants, a hospital must:

35 (a) Be located in Washington;

36 (b) Serve individuals enrolled in state and federal
37 medical assistance programs;

38 (c) Continue to maintain a medicaid population at
39 similar utilization levels as in calendar year 2021;

1 (d) Be necessary for an adequate provider network for
2 the medicaid program;

3 (e) Demonstrate a plan for long-term financial
4 sustainability; and

5 (f) Meet one of the following criteria:

6 (i) Lack adequate cash-on-hand to remain financially
7 solvent;

8 (ii) Have experienced financial losses during hospital
9 fiscal year 2021; or

10 (iii) Be at risk of bankruptcy.

11 (116) The authority shall consider evidence-based
12 recommendations from the Oregon health evidence review commission
13 when making coverage decisions for the treatment of pediatric
14 autoimmune neuropsychiatric disorders associated with streptococcal
15 infections and pediatric acute-onset neuropsychiatric syndrome.

16 **Sec.**

212

17 2021 c 334 s 212 (uncodified) is amended to read as follows:

18 **FOR THE STATE HEALTH CARE AUTHORITY—PUBLIC EMPLOYEES' BENEFITS BOARD**
19 **AND EMPLOYEE BENEFITS PROGRAM**

20 State Health Care Authority Administrative Account—

21 State Appropriation.	((<u>\$37,403,000</u>))
	<u>\$39,296,000</u>
23 TOTAL APPROPRIATION.	((<u>\$37,403,000</u>))
	<u>\$39,296,000</u>

25 The appropriation in this section is subject to the following
26 conditions and limitations:

27 (1) Any savings from reduced claims costs must be reserved for
28 funding employee benefits during the 2023-2025 fiscal biennium and
29 may not be used for administrative expenses. The health care
30 authority shall deposit any moneys received on behalf of the uniform
31 medical plan resulting from rebates on prescription drugs, audits of
32 hospitals, subrogation payments, or any other moneys received as a
33 result of prior uniform medical plan claims payments, in the public
34 employees' and retirees' insurance account to be used for insurance
35 benefits.

36 (2) Any changes to benefits must be approved by the public
37 employees' benefits board. The board shall not make any changes to
38 benefits without considering a comprehensive analysis of the cost of

1 those changes, and shall not increase benefits unless offsetting cost
2 reductions from other benefit revisions are sufficient to fund the
3 changes. The board shall not make any change in retiree eligibility
4 criteria that reestablishes eligibility for enrollment in PEBB
5 benefits. However, the funding provided anticipates that the public
6 employees' benefits board may increase the virtual access to
7 behavioral health resources and interventions and case management.

8 (3) Except as may be provided in a health care bargaining
9 agreement, to provide benefits within the level of funding provided
10 in part IX of this bill, the public employees' benefits board shall
11 require or make any or all of the following: Employee premium
12 copayments, increases increase in point-of-service cost sharing, the
13 implementation of managed competition, or make other changes to
14 benefits consistent with RCW 41.05.065.

15 (4) The board shall collect a surcharge payment of not less than
16 twenty-five dollars per month from members who use tobacco products,
17 and a surcharge payment of not less than fifty dollars per month from
18 members who cover a spouse or domestic partner where the spouse or
19 domestic partner has chosen not to enroll in another employer-based
20 group health insurance that has benefits and premiums with an
21 actuarial value of not less than ninety-five percent of the actuarial
22 value of the public employees' benefits board plan with the largest
23 enrollment. The surcharge payments shall be collected in addition to
24 the member premium payment.

25 (5) The health care authority shall analyze and report on the
26 potential impacts of providing a one-time enrollment window for
27 retirees to reestablish eligibility for enrollment in retiree
28 benefits under the public employees' benefit board program. The
29 authority shall submit the report to the appropriate committees of
30 the legislature by January 1, 2022. At a minimum the report must
31 include an estimate of the employer cost and a description of the
32 assumptions used.

33 (6) \$285,000 of the state health care authority administrative
34 account—state appropriation is provided solely for a customer service
35 scheduling tool, and is subject to the conditions, limitations, and
36 review requirements of section 701 of this act.

37 (7) (a) \$250,000 of the state health care authority
38 administrative account—state appropriation is provided solely for the
39 health care authority to conduct a study on contracting for
40 administration of the state's self-insured uniform medical plan. The

1 uniform medical plan is now among the largest health benefit coverage
2 groups in the state, covering a growing subscriber base of nearly
3 375,000 Washington residents enrolled in the uniform medical plan. In
4 2011, the uniform medical plan began administering additional
5 services through a third-party administrative contract, rather than
6 administering those services internally. Among those services were
7 provision of the provider network and provider contracts, provider
8 relations, portions of claims administration, member appeals, and
9 portions of member communications.

10 (b) The purpose of the study is to enable the
11 authority to provide the option of a return of some, or all, of the
12 administrative functions that began to be provided by contracted
13 services in 2011. The current contract for these services expires in
14 2029.

15 (c) By June 30, 2023, the health care authority must
16 prepare a report on the uniform medical plan administrative services
17 that were provided by contract prior to 2010, those that have been
18 procured through the third-party administrative contract since, what
19 elements of those services could be provided either directly or
20 through discrete provider contracts, and the resources the authority
21 would need to administer these functions. The report must also
22 compare the cost of the administration of components before and after
23 the transition to the current contracts; include assumptions about
24 the impacts on claims; include a description of the performance
25 guarantees in the current contract; and provide an implementation
26 plan to enable the health care authority to resume self-
27 administration for some or all of the administrative services at the
28 end of the current contract.

29 (d) The report must be presented to the public
30 employees' benefits board and the school employees' benefits board at
31 the first meeting of each board following completion of the report in
32 2023, and provided to the appropriate committees of the legislature
33 thereafter.

34 **Sec. 213 .**

35 2021 c 334 s 213 (uncodified) is amended to read as follows:

36 **FOR THE STATE HEALTH CARE AUTHORITY—SCHOOL EMPLOYEES' BENEFITS BOARD**

37 School Employees' Insurance Administrative Account—

38 State Appropriation. ((\$25,771,000))

39 \$28,317,000

1 TOTAL APPROPRIATION. (~~(\$25,771,000)~~)
 2 \$28,317,000

3 The appropriation in this section is subject to the following
 4 conditions and limitations:

5 (1) \$15,000 of the school employees' insurance
 6 administrative account—state appropriation is provided solely for a
 7 customer service scheduling tool, and is subject to the conditions,
 8 limitations, and review requirements of section 701 of this act.

9 (2) \$250,000 of the school employees' insurance
 10 administrative account—state appropriation is provided solely for the
 11 study described in section 212(7) of this act.

12	Sec.	214	.
13	2021 c 334 s 214 (uncodified) is amended to read as follows:		
14	FOR THE STATE HEALTH CARE AUTHORITY—HEALTH BENEFIT EXCHANGE		
15	General Fund—State Appropriation (FY 2022)		
16			((\$4,831,000))
17			<u>\$4,881,000</u>
18	General Fund—State Appropriation (FY 2023)		
19			((\$4,543,000))
20			<u>\$9,547,000</u>
21	General Fund—Federal Appropriation. .		
22			((\$83,017,000))
23			<u>\$54,032,000</u>
24	Health Benefit Exchange Account—State Appropriation		
25			((\$77,710,000))
26			<u>\$80,860,000</u>
27	<u>State Health Care Affordability Account—State</u>		
28	<u>Appropriation.</u>		
29			((\$50,000,000))
30			<u>\$55,000,000</u>
31	TOTAL APPROPRIATION.		
32			((\$220,101,000))
33			<u>\$204,320,000</u>

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

36 (1) The receipt and use of medicaid funds provided to the health
 37 benefit exchange from the health care authority are subject to
 compliance with state and federal regulations and policies governing
 the Washington apple health programs, including timely and proper
 application, eligibility, and enrollment procedures.

1 (2) (a) By July 15th and January 15th of each year, the authority
2 shall make a payment of one-half the general fund—state
3 appropriation, one-half the health benefit exchange account—state
4 appropriation, and one-half the health care affordability account—
5 state appropriation to the exchange. By July 15, 2021, the authority
6 shall make the payments of the general fund—federal appropriation
7 (CRRSA) and the general fund—federal appropriation (ARPA) to the
8 exchange.

9 (b) The exchange shall monitor actual to projected revenues and
10 make necessary adjustments in expenditures or carrier assessments to
11 ensure expenditures do not exceed actual revenues.

12 (c) Payments made from general fund—state appropriation and
13 health benefit exchange account—state appropriation shall be
14 available for expenditure for no longer than the period of the
15 appropriation from which it was made. When the actual cost of
16 materials and services have been fully determined, and in no event
17 later than the lapsing of the appropriation, any unexpended balance
18 of the payment shall be returned to the authority for credit to the
19 fund or account from which it was made, and under no condition shall
20 expenditures exceed actual revenue.

21 (3) (a) \$146,000 of the general fund—state appropriation for
22 fiscal year 2022 and \$554,000 of the general fund—federal
23 appropriation are provided solely for the exchange, in close
24 consultation with the health and human services enterprise coalition
25 (coalition), to develop a report on the next steps required for
26 information technology solutions for an integrated health and human
27 services eligibility solution. The report must include, but is not
28 limited to a:

29 (i) Technical approach and architecture;

30 (ii) Roadmap and implementation plan for modernizing and
31 integrating the information technology eligibility and enrollment
32 system for including, but not limited to, medicaid, basic food, child
33 care assistance, cash assistance, and other health and human service
34 program benefits, beginning with classic medicaid; and

35 (iii) Discussion of how an integrated health and human services
36 solution would:

37 (A) Comply with federal requirements;

38 (B) Maximize efficient use of staff time;

39 (C) Support accurate and secure client eligibility information;

- (D) Improve the client enrollment experience; and
- (E) Provide other notable coalition agency impacts.

(b) The exchange, in coordination with the coalition, must submit the report to the governor and appropriate committees of the legislature by January 15, 2022.

(4) \$1,634,000 of the health benefit exchange account—state appropriation and \$592,000 of the general fund—federal appropriation are provided solely for healthplanfinder enhancement activities. These amounts are subject to the conditions, limitations, and review provided in section 701 of this act.

(5) \$1,324,000 of the health benefit exchange account—state appropriation and \$2,740,000 of the general fund—federal appropriation are provided solely for the modernizing healthplanfinder project. These amounts are subject to the conditions, limitations, and review provided in section 701 of this act.

(6) \$250,000 of the general fund—federal appropriation (CRRSA) and \$150,000 of the general fund—federal appropriation (ARPA) are provided solely for pass-through funding to one or more lead navigator organizations to promote access to health services through outreach and insurance plan enrollment assistance for employees working in a licensed child care facility.

(7) (a) (~~(\$25,171,000)~~) \$1,171,000 of the general fund—federal appropriation (CRRSA) and (~~(\$5,095,000)~~) \$2,595,000 of the general fund—federal appropriation (ARPA) are provided solely for the exchange to implement a health care insurance premium assistance program for employees who work in licensed child care facilities. The general fund—federal appropriation (CRRSA) must be expended by September 30, 2022.

(b) An individual is eligible for the child care premium assistance program for the remainder of the plan year if the individual:

- (i) Is an employee working in a licensed child care facility;
- (ii) Enrolls in a silver standardized health plan under RCW 43.71.095;
- (iii) Prior to January 1, (~~(2023)~~) 2024, has income that is less 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 (h) Within the amounts provided in this subsection,
6 the exchange may create an outreach program to help employees who
7 work in licensed child care facilities enroll in the premium
8 assistance program, beginning for plan year 2023, as established in
9 chapter 246, Laws of 2021 (Engrossed Second Substitute Senate Bill
10 No. 5377) (standardized health plans).

11 (i) The health care insurance premium assistance
12 program for employees who work in licensed child care facilities is
13 effective through plan year 2023.

14 (8) \$136,000 of the general fund—state appropriation for fiscal
15 year 2022, \$136,000 of the general fund—state appropriation for
16 fiscal year 2023, \$254,000 of the health benefit exchange account—
17 state appropriation, and \$274,000 of the general fund—federal
18 appropriation are provided solely for pass through funding in the
19 annual amount of \$100,000 for the lead navigator organization in the
20 four regions with the highest concentration of COFA citizens to:

21 (a) Support a staff position for someone from the COFA community
22 to provide enrollment assistance to the COFA community beyond the
23 scope of the current COFA program; and

24 (b) Support COFA community led outreach and enrollment activities
25 that help COFA citizens obtain and access health and dental coverage.

26 (9) \$142,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$538,000 of the general fund—federal appropriation are
28 provided solely for the implementation of Substitute Senate Bill No.
29 5068 (postpartum period/medicaid) and section 9812 of the American
30 rescue plan act of 2021.

31 (10) ~~((~~\$8,012,000~~))~~ \$8,162,000 of the health benefit exchange
32 account—state appropriation is provided solely to implement Engrossed
33 Second Substitute Senate Bill No. 5377 (standardized health plans).
34 ~~((If the bill is not enacted by June 30, 2021, the amount provided in~~
35 ~~this subsection shall lapse.))~~

36 (11) \$50,000,000 of the state health care affordability account—
37 state appropriation is provided solely for the exchange to administer
38 a premium assistance program, beginning for plan year 2023, as
39 established in Engrossed Second Substitute Senate Bill No. 5377

1 (standardized health plans), and this is the maximum amount the
2 exchange may expend for this purpose. An individual is eligible for
3 the premium assistance provided if the individual: (a) Has income up
4 to 250 percent of the federal poverty level; and (b) meets other
5 eligibility criteria as established in section 1(4)(a) of Engrossed
6 Second Substitute Senate Bill No. 5377 (standardized health plans).

7 (12)(a) Within amounts appropriated in this section, the
8 exchange, in close consultation with the authority and the office of
9 the insurance commissioner, shall explore opportunities to facilitate
10 enrollment of Washington residents who do not qualify for non-
11 emergency medicaid or federal affordability programs in a state-
12 funded program no later than plan year 2024.

13 (b) If an opportunity to apply to the secretary of health and
14 human services under 42 U.S.C. Sec. 18052 for a waiver is identified
15 or other federal flexibilities are available, the exchange, in
16 collaboration with the office of the insurance commissioner and the
17 authority may develop an application to be submitted by the
18 authority. If an application is submitted, the authority must notify
19 the chairs and ranking minority members of the appropriate policy and
20 fiscal committees of the legislature.

21 (c) Any application submitted under this subsection must meet all
22 federal public notice and comment requirements under 42 U.S.C. Sec.
23 18052(a)(4)(B), including public hearings to ensure a meaningful
24 level of public input.

25 (d) \$50,000 of the general fund—state appropriation
26 for fiscal year 2022 and \$2,891,000 of the general fund—state
27 appropriation for fiscal year 2023 are provided solely for system
28 updates and community-led engagement activities necessary to
29 implement the waiver.

30 (13) \$733,000 of the general fund—state appropriation
31 for fiscal year 2023 is provided solely for system upgrades necessary
32 for the anticipated expansion of medicaid equivalent health care
33 coverage to uninsured adults with income up to 138 percent of the
34 federal poverty level regardless of immigration status in
35 collaboration with the health care authority.

36 (14) \$1,000,000 of the general fund—state
37 appropriation for fiscal year 2023 is provided solely for one-time
38 activities to promote continuous coverage for individuals losing

1 coverage through Washington apple health at the end of the COVID-19
2 public health emergency.

3 (15) \$20,000 of the general fund—state appropriation
4 for fiscal year 2023 is provided solely for the exchange, in
5 collaboration with the state board of community and technical
6 colleges, the student achievement council, and the council of
7 presidents, to provide educational resources and ongoing assister
8 training to support the operations of a pilot program to help connect
9 students, including those enrolled in state registered apprenticeship
10 programs, with health care coverage.

11 (16) \$5,000,000 of the state health care affordability
12 account—state appropriation is provided solely to provide premium
13 assistance for customers ineligible for federal premium tax credits
14 who meet the eligibility criteria established in subsection (11)(a)
15 of this section, and is contingent upon approval of the applicable
16 waiver described in subsection (12)(b) of this section.

17 **Sec.**

215

18 2021 c 334 s 215 (uncodified) is amended to read as follows:

19 **FOR THE STATE HEALTH CARE AUTHORITY—COMMUNITY BEHAVIORAL HEALTH**
20 **PROGRAM**

21 General Fund—State Appropriation (FY 2022)	
22 ((\$667,948,000))	
	\$687,270,000
24 General Fund—State Appropriation (FY 2023)	
25 ((\$733,456,000))	
	\$914,234,000
27 General Fund—Federal Appropriation.	((\$2,593,457,000))
	<u>\$2,876,776,000</u>
29 General Fund—Private/Local Appropriation	
30 ((\$37,325,000))	
	<u>\$37,675,000</u>
32 Criminal Justice Treatment Account—State	
33 Appropriation.	\$21,988,000
34 Problem Gambling Account—State Appropriation	
35 ((\$1,963,000))	
	<u>\$2,113,000</u>
37 Dedicated Marijuana Account—State Appropriation	
38 (FY 2022).	\$28,493,000

1	Dedicated Marijuana Account—State Appropriation	
2	(FY 2023).	\$28,493,000
3	Coronavirus State Fiscal Recovery Fund—Federal	
4	Appropriation.	((\$31,000,000))
5		<u>\$131,000,000</u>
6	TOTAL APPROPRIATION.	((\$4,144,123,000))
7		<u>\$4,728,042,000</u>

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

10 (1) For the purposes of this section, "behavioral health
11 entities" means managed care organizations and behavioral health
12 administrative services organizations that reimburse providers for
13 behavioral health services.

14 (2) Within the amounts appropriated in this section, funding is
15 provided for implementation of the settlement agreement under
16 *Trueblood, et al. v. Department of Social and Health Services, et*
17 *al.*, United States District Court for the Western District of
18 Washington, Cause No. 14-cv-01178-MJP. In addition to amounts
19 provided solely for implementation of the settlement agreement, class
20 members must have access to supports and services funded throughout
21 this section for which they meet eligibility and medical necessity
22 requirements. The authority must include language in contracts that
23 requires regional behavioral health entities to develop and implement
24 plans for improving access to timely and appropriate treatment for
25 individuals with behavioral health needs and current or prior
26 criminal justice involvement who are eligible for services under
27 these contracts.

28 (3) ((~~\$22,643,000~~)) \$23,271,000 of the general fund—state
29 appropriation for fiscal year 2022, ((~~\$27,143,000~~)) \$30,514,000 of the
30 general fund—state appropriation for fiscal year 2023, and
31 ((~~\$9,073,000~~)) \$11,503,000 of the general fund—federal appropriation
32 are provided solely to continue the phase-in of the settlement
33 agreement under *Trueblood, et al. v. Department of Social and Health*
34 *Services, et al.*, United States District Court for the Western
35 District of Washington, Cause No. 14-cv-01178-MJP. The authority, in
36 collaboration with the department of social and health services and
37 the criminal justice training commission, must implement the
38 provisions of the settlement agreement pursuant to the timeline and
39 implementation plan provided for under the settlement agreement. This

1 includes implementing provisions related to competency evaluations,
2 competency restoration, crisis diversion and supports, education and
3 training, and workforce development.

4 (4) \$10,000,000 of the general fund—state appropriation for
5 fiscal year 2023 and \$219,000 of the general fund—federal
6 appropriation are provided solely to continue diversion grant
7 programs funded through contempt fines pursuant to *Trueblood, et al.*
8 *v. Department of Social and Health Services, et al.*, United States
9 District Court for the Western District of Washington, Cause No. 14-
10 cv-01178-MJP. The authority must consult with the plaintiffs and
11 court monitor to determine, within the amounts provided, which of the
12 programs will continue to receive funding through this appropriation.
13 The programs shall use this funding to provide assessments, mental
14 health treatment, substance use disorder treatment, case management,
15 employment, and other social services. By June 30, 2023, the
16 authority, in consultation with the plaintiffs and the court monitor,
17 must submit a report to the office of financial management and the
18 appropriate fiscal committees of the legislature which includes:
19 Identification of the programs that receive funding through this
20 subsection; a narrative description of each program model; the number
21 of individuals being served by each program on a monthly basis;
22 metrics or outcomes reported as part of the contracts; and
23 recommendations related to further support of these programs in the
24 2023-2025 fiscal biennium.

25 (5) (\$10,424,000) \$12,359,000 of
26 the general fund—state appropriation for fiscal year 2022,
27 (\$10,424,000) \$12,359,000 of the general fund—state appropriation
28 for fiscal year 2023, and \$23,444,000 of the general fund—federal
29 appropriation are provided solely for the authority and behavioral
30 health entities to continue to contract for implementation of high-
31 intensity programs for assertive community treatment (PACT) teams. In
32 determining the proportion of medicaid and nonmedicaid funding
33 provided to behavioral health entities with PACT teams, the authority
34 shall consider the differences between behavioral health entities in
35 the percentages of services and other costs associated with the teams
36 that are not reimbursable under medicaid. The authority may allow
37 behavioral health entities which have nonmedicaid reimbursable costs
38 that are higher than the nonmedicaid allocation they receive under
39 this section to supplement these funds with local dollars or funds

1 received under subsection ~~((6))~~ (7) of this section. The authority
2 and behavioral health entities shall maintain consistency with all
3 essential elements of the PACT evidence-based practice model in
4 programs funded under this section.

5 ~~((5))~~ (6) \$3,520,000 of the general fund—
6 federal appropriation is provided solely for the authority to
7 maintain a pilot project to incorporate peer bridging staff into
8 behavioral health regional teams that provide transitional services
9 to individuals returning to their communities.

10 ~~((6) \$95,066,000)~~ (7) \$95,822,000 of the
11 general fund—state appropriation for fiscal year 2022 and
12 ~~((95,066,000))~~ \$116,633,000 of the general fund—state appropriation
13 for fiscal year 2023 are provided solely for persons and services not
14 covered by the medicaid program. To the extent possible, levels of
15 behavioral health entity spending must be maintained in the following
16 priority order: Crisis and commitment services; community inpatient
17 services; and residential care services, including personal care and
18 emergency housing assistance. These amounts must be distributed to
19 behavioral health entities as follows:

20 (a) \$72,275,000 of the general fund—state appropriation for
21 fiscal year 2022 and ~~((72,275,000))~~ \$88,275,000 of the general fund—
22 state appropriation for fiscal year 2023 are provided solely for the
23 authority to contract with behavioral health administrative service
24 organizations for behavioral health treatment services not covered
25 under the medicaid program. Within these amounts, behavioral health
26 administrative service organizations must provide a two percent rate
27 increase to providers receiving state funds for nonmedicaid services
28 under this section effective July 1, 2021, and a seven percent rate
29 increase effective January 1, 2023.

30 (b) ~~((22,791,000))~~ \$23,547,000 of the general fund—state
31 appropriation for fiscal year 2022 and ~~((22,791,000))~~ \$28,358,000 of
32 the general fund—state appropriation for fiscal year 2023 are
33 provided solely for the authority to contract with medicaid managed
34 care organizations for wraparound services to medicaid enrolled
35 individuals that are not covered under the medicaid program and for
36 the state share of costs for exceptional medicaid behavioral health
37 personal care services. Within the amounts provided in this
38 subsection:

1 (i) Medicaid managed care organizations must provide a two
2 percent rate increase to providers receiving state funding for
3 nonmedicaid services under this section effective July 1, 2021, and a
4 seven percent rate increase effective January 1, 2023.

5 (ii) The authority shall assure that managed care organizations
6 reimburse the department of social and health services aging and long
7 term support administration for the general fund—state cost of
8 exceptional behavioral health personal care services for medicaid
9 enrolled individuals who require these because of a psychiatric
10 disability. Funding for the federal share of these services is
11 separately appropriated to the department of social and health
12 services.

13 (c) The authority shall coordinate with the department of social
14 and health services to develop and submit to the centers for medicare
15 and medicaid services an application to provide a 1915(i) state plan
16 home and community-based services benefit. The application shall be
17 developed to allow for the delivery of wraparound supportive
18 behavioral health services for individuals with mental illnesses who
19 also have a personal care need. The waiver shall be developed to
20 standardize coverage and administration, improve the current benefit
21 design, and clarify roles in administration of the behavioral health
22 personal care services benefit. By December 1, 2021, the authority,
23 in coordination with the department of social and health services,
24 must submit a report to the office of financial management and the
25 appropriate committees of the legislature which provides the
26 following:

27 (i) A description of the new benefit design developed for the
28 waiver, including a description of the services to be provided and
29 the responsibility for payment under the waiver;

30 (ii) Estimates of the number of individuals to be served annually
31 under the new waiver and the estimated state and federal fiscal costs
32 for the managed care organizations and the department of social and
33 health services;

34 (iii) A comparison estimate of the number of individuals to
35 receive behavioral health personal care services annually under the
36 current benefit structure and the estimated state and federal fiscal
37 costs for the managed care organizations and the department of social
38 and health services; and

1 (iv) A status update on the development and submission of the
2 waiver with an estimated timeline for approval and implementation of
3 the new wraparound services benefit.

4 (d) The authority must require behavioral health
5 administrative service organizations to submit information related to
6 reimbursements to counties made for involuntary treatment act
7 judicial services and submit a report to the office of financial
8 management and the appropriate committees of the legislature with
9 complete fiscal year 2022 reimbursements by December 1, 2022.

10 ~~((7))~~ (8) The authority is authorized to
11 continue to contract directly, rather than through contracts with
12 behavioral health entities for children's long-term inpatient
13 facility services.

14 ~~((8))~~ (9) \$1,204,000 of the general fund—
15 state appropriation for fiscal year 2022 and \$1,204,000 of the
16 general fund—state appropriation for fiscal year 2023 are provided
17 solely to reimburse Pierce and Spokane counties for the cost of
18 conducting one hundred eighty-day commitment hearings at the state
19 psychiatric hospitals.

20 ~~((9))~~ (10) Behavioral health entities may
21 use local funds to earn additional federal medicaid match, provided
22 the locally matched rate does not exceed the upper-bound of their
23 federally allowable rate range, and provided that the enhanced
24 funding is used only to provide medicaid state plan or waiver
25 services to medicaid clients. Additionally, behavioral health
26 entities may use a portion of the state funds allocated in accordance
27 with subsection ~~((6))~~ (7) of this section to earn additional
28 medicaid match, but only to the extent that the application of such
29 funds to medicaid services does not diminish the level of crisis and
30 commitment, community inpatient, residential care, and outpatient
31 services presently available to persons not eligible for medicaid.

32 ~~((10))~~ (11) \$2,291,000 of the general fund
33 —state appropriation for fiscal year 2022 and \$2,291,000 of the
34 general fund—state appropriation for fiscal year 2023 are provided
35 solely for mental health services for mentally ill offenders while
36 confined in a county or city jail and for facilitating access to
37 programs that offer mental health services upon release from
38 confinement. The authority must collect information from the
39 behavioral health entities on their plan for using these funds, the

1 numbers of individuals served, and the types of services provided and
2 submit a report to the office of financial management and the
3 appropriate fiscal committees of the legislature by December 1st of
4 each year of the biennium.

5 ~~((11))~~ (12) Within the amounts
6 appropriated in this section, funding is provided for the authority
7 to develop and phase in intensive mental health services for high
8 needs youth consistent with the settlement agreement in *T.R. v.*
9 *Dreyfus and Porter*.

10 ~~((12))~~ (13) The authority must establish
11 minimum and maximum funding levels for all reserves allowed under
12 behavioral health administrative service organization contracts and
13 include contract language that clearly states the requirements and
14 limitations. The authority must monitor and ensure that behavioral
15 health administrative service organization reserves do not exceed
16 maximum levels. The authority must monitor revenue and expenditure
17 reports and must require a behavioral health administrative service
18 organization to submit a corrective action plan on how it will spend
19 its excess reserves within a reasonable period of time, when its
20 reported reserves exceed maximum levels established under the
21 contract. The authority must review and approve such plans and
22 monitor to ensure compliance. If the authority determines that a
23 behavioral health administrative service organization has failed to
24 provide an adequate excess reserve corrective action plan or is not
25 complying with an approved plan, the authority must reduce payments
26 to the entity in accordance with remedial actions provisions included
27 in the contract. These reductions in payments must continue until the
28 authority determines that the entity has come into substantial
29 compliance with an approved excess reserve corrective action plan.

30 ~~((13))~~ (14) During the 2021-2023 fiscal
31 biennium, any amounts provided in this section that are used for case
32 management services for pregnant and parenting women must be
33 contracted directly between the authority and pregnant and parenting
34 women case management providers.

35 ~~((14))~~ (15) Within the amounts
36 appropriated in this section, the authority may contract with the
37 University of Washington and community-based providers for the
38 provision of the parent-child assistance program or other specialized
39 chemical dependency case management providers for pregnant, post-
40 partum, and parenting women. For all contractors: (a) Service and

1 other outcome data must be provided to the authority by request; and
2 (b) indirect charges for administering the program must not exceed
3 ten percent of the total contract amount.

4 ~~((15))~~ (16) \$3,500,000 of the general fund
5 —federal appropriation is provided solely for the continued funding
6 of existing county drug and alcohol use prevention programs.

7 ~~((16))~~ (17) Within the amounts provided in
8 this section, behavioral health entities must provide outpatient
9 chemical dependency treatment for offenders enrolled in the medicaid
10 program who are supervised by the department of corrections pursuant
11 to a term of community supervision. Contracts with behavioral health
12 entities must require that behavioral health entities include in
13 their provider network specialized expertise in the provision of
14 manualized, evidence-based chemical dependency treatment services for
15 offenders. The department of corrections and the authority must
16 develop a memorandum of understanding for department of corrections
17 offenders on active supervision who are medicaid eligible and meet
18 medical necessity for outpatient substance use disorder treatment.
19 The agreement will ensure that treatment services provided are
20 coordinated, do not result in duplication of services, and maintain
21 access and quality of care for the individuals being served. The
22 authority must provide all necessary data, access, and reports to the
23 department of corrections for all department of corrections offenders
24 that receive medicaid paid services.

25 ~~((17))~~ (18) The criminal justice treatment
26 account—state appropriation is provided solely for treatment and
27 treatment support services for offenders with a substance use
28 disorder pursuant to RCW 71.24.580. The authority must offer counties
29 the option to administer their share of the distributions provided
30 for under RCW 71.24.580(5)(a). If a county is not interested in
31 administering the funds, the authority shall contract with behavioral
32 health entities to administer these funds consistent with the plans
33 approved by local panels pursuant to RCW 71.24.580(5)(b). Funding
34 from the criminal justice treatment account may be used to provide
35 treatment and support services through the conclusion of an
36 individual's treatment plan to individuals participating in a drug
37 court program as of February 24, 2021, if that individual wishes to
38 continue treatment following dismissal of charges they were facing
39 under RCW 69.50.4013(1). Such participation is voluntary and
40 contingent upon substantial compliance with drug court program

1 requirements. The authority must provide a report to the office of
2 financial management and the appropriate committees of the
3 legislature which identifies the distribution of criminal justice
4 treatment account funds by September 30, 2021.

5 ~~((+18))~~ (19) \$6,858,000 of the general fund
6 —state appropriation for fiscal year 2022, \$6,858,000 of the general
7 fund—state appropriation for fiscal year 2023, and \$8,046,000 of the
8 general fund—federal appropriation are provided solely to maintain
9 crisis triage or stabilization centers that were originally funded in
10 the 2017-2019 fiscal biennium. Services in these facilities may
11 include crisis stabilization and intervention, individual counseling,
12 peer support, medication management, education, and referral
13 assistance. The authority shall monitor each center's effectiveness
14 at lowering the rate of state psychiatric hospital admissions.

15 ~~((+19))~~ (20) \$9,795,000 of the general fund
16 —state appropriation for fiscal year 2022, \$10,015,000 of the general
17 fund—state appropriation for fiscal year 2023, and \$15,025,000 of the
18 general fund—federal appropriation are provided solely for the
19 operation of secure withdrawal management and stabilization
20 facilities. The authority may not use any of these amounts for
21 services in facilities that are subject to federal funding
22 restrictions that apply to institutions for mental diseases, unless
23 they have received a waiver that allows for full federal
24 participation in these facilities. Within these amounts, funding is
25 provided to increase the fee for service rate for these facilities up
26 to \$650 per day. The authority must require in contracts with
27 behavioral health entities that, beginning in calendar year 2020,
28 they pay no lower than the fee for service rate. The authority must
29 coordinate with regional behavioral health entities to identify and
30 implement purchasing strategies or regulatory changes that increase
31 access to services for individuals with complex behavioral health
32 needs at secure withdrawal management and stabilization facilities.

33 ~~((+20))~~ (21) \$23,090,000 of the general
34 fund—state appropriation for fiscal year 2022, \$23,090,000 of the
35 general fund—state appropriation for fiscal year 2023, and
36 \$92,444,000 of the general fund—federal appropriation are provided
37 solely to maintain the enhancement of community-based behavioral
38 health services that was initially funded in fiscal year 2019. Twenty
39 percent of the general fund—state appropriation amounts for each

1 regional service area must be contracted to the behavioral health
2 administrative services organizations and used to increase their
3 nonmedicaid funding allocations and the remainder must be provided to
4 the medicaid managed care organizations providing apple health
5 integrated managed care. The medicaid funding is intended to maintain
6 increased rates for behavioral health services provided by licensed
7 and certified community behavioral health agencies as defined by the
8 department of health. For the behavioral health administrative
9 services organizations, this funding must be allocated to each region
10 based upon the population of the region. For managed care
11 organizations, this funding must be provided through the behavioral
12 health portion of the medicaid integrated managed care capitation
13 rates. The authority must require the managed care organizations to
14 provide a report that details the methodology the managed care
15 organization used to distribute this funding to their contracted
16 behavioral health providers. The report submitted by behavioral
17 health administrative service organizations and managed care
18 organizations must identify mechanisms employed to disperse the
19 funding as well as estimated impacts to behavioral health providers
20 in the community. The authority must submit a report to the
21 legislature by December 1st of each year of the biennium, summarizing
22 the information regarding the distribution of the funding provided
23 under this subsection.

24 ~~((+21))~~ (22) \$1,401,000 of the general fund
25 —state appropriation for fiscal year 2022, \$1,401,000 of the general
26 fund—state appropriation for fiscal year 2023, and \$3,210,000 of the
27 general fund—federal appropriation are provided solely for the
28 implementation of intensive behavioral health treatment facilities
29 within the community behavioral health service system pursuant to
30 chapter 324, Laws of 2019 (2SHB 1394).

31 ~~((+22))~~ (23)(a) \$12,878,000 of the
32 dedicated marijuana account—state appropriation for fiscal year 2022
33 and \$12,878,000 of the dedicated marijuana account—state
34 appropriation for fiscal year 2023 are provided for:

35 (i) A memorandum of understanding with the department of
36 children, youth, and families to provide substance abuse treatment
37 programs;

1 (ii) A contract with the Washington state institute for public
2 policy to conduct a cost-benefit evaluation of the implementations of
3 chapter 3, Laws of 2013 (Initiative Measure No. 502);

4 (iii) Designing and administering the Washington state healthy
5 youth survey and the Washington state young adult behavioral health
6 survey;

7 (iv) Maintaining increased services to pregnant and parenting
8 women provided through the parent child assistance program;

9 (v) Grants to the office of the superintendent of public
10 instruction for life skills training to children and youth;

11 (vi) Maintaining increased prevention and treatment service
12 provided by tribes and federally recognized American Indian
13 organization to children and youth;

14 (vii) Maintaining increased residential treatment services for
15 children and youth;

16 (viii) Training and technical assistance for the implementation
17 of evidence-based, research based, and promising programs which
18 prevent or reduce substance use disorder;

19 (ix) Expenditures into the home visiting services account; and

20 (x) Grants to community-based programs that provide prevention
21 services or activities to youth.

22 (b) The authority must allocate the amounts provided in (a) of
23 this subsection amongst the specific activities proportionate to the
24 fiscal year 2021 allocation.

25 ~~((23))~~ (24) (a) \$1,125,000 of the general
26 fund—state appropriation for fiscal year 2022 and \$1,125,000 of the
27 general fund—state appropriation for fiscal year 2023 is provided
28 solely for Spokane behavioral health entities to implement services
29 to reduce utilization and the census at eastern state hospital. Such
30 services must include:

31 (i) High intensity treatment team for persons who are high
32 utilizers of psychiatric inpatient services, including those with co-
33 occurring disorders and other special needs;

34 (ii) Crisis outreach and diversion services to stabilize in the
35 community individuals in crisis who are at risk of requiring
36 inpatient care or jail services;

37 (iii) Mental health services provided in nursing facilities to
38 individuals with dementia, and consultation to facility staff
39 treating those individuals; and

1 (iv) Services at the sixteen-bed evaluation and treatment
2 facility.

3 (b) At least annually, the Spokane county behavioral health
4 entities shall assess the effectiveness of these services in reducing
5 utilization at eastern state hospital, identify services that are not
6 optimally effective, and modify those services to improve their
7 effectiveness.

8 ~~((+24))~~ (25) \$1,850,000 of the general fund
9 —state appropriation for fiscal year 2022, \$1,850,000 of the general
10 fund—state appropriation for fiscal year 2023, and \$13,312,000 of the
11 general fund—federal appropriation are provided solely for substance
12 use disorder peer support services included in behavioral health
13 capitation rates in accordance with section 213(5)(ss), chapter 299,
14 Laws of 2018. The authority shall require managed care organizations
15 to provide access to peer support services for individuals with
16 substance use disorders transitioning from emergency departments,
17 inpatient facilities, or receiving treatment as part of hub and spoke
18 networks.

19 ~~((+25))~~ (26) \$1,256,000 of the general fund
20 —state appropriation for fiscal year 2022, \$1,256,000 of the general
21 fund—state appropriation for fiscal year 2023, and \$2,942,000 of the
22 general fund—federal appropriation are provided solely for the
23 authority to maintain an increase in the number of residential beds
24 for pregnant and parenting women originally funded in the 2019-2021
25 fiscal biennium.

26 ~~((+26))~~ (27) \$1,423,000 of the general fund
27 —state appropriation for fiscal year 2022, \$1,423,000 of the general
28 fund—state appropriation for fiscal year 2023, and \$5,908,000 of the
29 general fund—federal appropriation are provided solely for the
30 authority to continue to implement discharge wraparound services for
31 individuals with complex behavioral health conditions transitioning
32 or being diverted from admission to psychiatric inpatient programs.
33 The authority must coordinate with the department of social and
34 health services in establishing the standards for these programs.

35 ~~((+27))~~ (28) \$350,000 of the general fund—
36 federal appropriation is provided solely to contract with a
37 nationally recognized recovery residence organization and to provide
38 technical assistance to operators of recovery residences seeking

1 certification in accordance with chapter 264, Laws of 2019 (2SHB
2 1528).

3 ~~((28))~~ (29) \$500,000 of the general fund—
4 state appropriation for fiscal year 2022, \$500,000 of the general
5 fund—state appropriation for fiscal year 2023, and \$1,000,000 of the
6 general fund—federal appropriation are provided solely for the
7 authority to maintain a memorandum of understanding with the criminal
8 justice training commission to provide funding for community grants
9 pursuant to chapter 378, Laws of 2019 (2SHB 1767).

10 ~~((29))~~ (30) \$3,396,000 of the general fund
11 —state appropriation for fiscal year 2022, \$3,396,000 of the general
12 fund—state appropriation for fiscal year 2023, and \$16,200,000 of the
13 general fund—federal appropriation are provided solely for support of
14 and to continue to increase clubhouse ~~((facilities))~~ programs across
15 the state. The authority shall work with the centers for medicare and
16 medicaid services to review opportunities to include clubhouse
17 services as an optional "in lieu of" service in managed care
18 organization contracts in order to maximize federal participation.
19 The authority must provide a report to the office of financial
20 management and the appropriate committees of the legislature on the
21 status of efforts to implement clubhouse programs and receive federal
22 approval for including these services in managed care organization
23 contracts as an optional "in lieu of" service by December 1, 2022.

24 ~~((30))~~ (31) \$947,000 of the general fund—
25 state appropriation for fiscal year 2022, \$947,000 of the general
26 fund—state appropriation for fiscal year 2023, and \$1,896,000 of the
27 general fund—federal appropriation are provided solely for the
28 authority to implement a statewide plan to implement evidence-based
29 coordinated specialty care programs that provide early identification
30 and intervention for psychosis in behavioral health agencies in
31 accordance with chapter 360, Laws of 2019 (2SSB 5903).

32 ~~((31))~~ (32) \$708,000 of the general fund—
33 state appropriation for fiscal year 2022, \$708,000 of the general
34 fund—state appropriation for fiscal year 2023, and \$1,598,000 of the
35 general fund—federal appropriation are provided solely for
36 implementing mental health peer respite centers and a pilot project
37 to implement a mental health drop-in center in accordance with
38 chapter 324, Laws of 2019 (2SHB 1394).

1 (~~(32)~~) (33) \$800,000 of the general fund—
2 state appropriation for fiscal year 2022, \$800,000 of the general
3 fund—state appropriation for fiscal year 2023, and \$1,452,000 of the
4 general fund—federal appropriation are provided solely for the
5 authority to implement the recommendations of the state action
6 alliance for suicide prevention, to include suicide assessments,
7 treatment, and grant management.

8 (~~(33)~~) (34) \$446,000 of the general fund—
9 state appropriation for fiscal year 2022, \$446,000 of the general
10 fund—state appropriation for fiscal year 2023, and \$178,000 of the
11 general fund—federal appropriation are provided solely for the
12 University of Washington's evidence-based practice institute which
13 supports the identification, evaluation, and implementation of
14 evidence-based or promising practices. The institute must work with
15 the authority to develop a plan to seek private, federal, or other
16 grant funding in order to reduce the need for state general funds.
17 The authority must collect information from the institute on the use
18 of these funds and submit a report to the office of financial
19 management and the appropriate fiscal committees of the legislature
20 by December 1st of each year of the biennium.

21 (~~(34)~~) (35) As an element of contractual
22 network adequacy requirements and reporting, the authority shall
23 direct managed care organizations to make all reasonable efforts to
24 develop or maintain contracts with provider networks that leverage
25 local, federal, or philanthropic funding to enhance effectiveness of
26 medicaid-funded integrated care services. These networks must promote
27 medicaid clients' access to a system of services that addresses
28 additional social support services and social determinants of health
29 as defined in RCW 43.20.025 in a manner that is integrated with the
30 delivery of behavioral health and medical treatment services.

31 (~~(35)~~) (36) \$500,000 of the problem
32 gambling account—state appropriation is provided solely for the
33 authority to contract for a problem gambling adult prevalence study.
34 The prevalence study must review both statewide and regional results
35 about beliefs and attitudes toward gambling, gambling behavior and
36 preferences, and awareness of treatment services. The study should
37 also estimate the level of risk for problem gambling and examine
38 correlations with broader behavioral and mental health measures. The

1 health care authority shall submit results of the prevalence study to
2 the problem gambling task force and the legislature by June 30, 2022.

3 ~~((36))~~ (37) \$9,000,000 of the criminal
4 justice treatment account—state appropriation is provided solely for
5 the authority to maintain funding for new therapeutic courts created
6 or expanded during fiscal year 2021, or to maintain the fiscal year
7 2021 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,
13 enhancing, or otherwise updating medicaid rates for behavioral health
14 services, the authority and contracted actuaries shall use a
15 transparent process that provides an opportunity for medicaid managed
16 care organizations, behavioral health administrative service
17 organizations, and behavioral health provider agencies, and their
18 representatives, to review and provide data and feedback on proposed
19 rate changes within their region or regions of service operation. The
20 authority and contracted actuaries shall transparently incorporate
21 the information gained from this process and make adjustments
22 allowable under federal law when appropriate.

23 ~~((38))~~ (39) The authority shall seek input
24 from representatives of the managed care organizations (MCOs),
25 licensed community behavioral health agencies, and behavioral health
26 administrative service organizations to develop ~~((the format of a
27 report which addresses revenues and expenditures for the community
28 behavioral health programs))~~ specific metrics related to behavioral
29 health outcomes under integrated managed care. ~~((The report
30 shall))~~ These metrics must include, but are not ~~((be))~~ limited to: (a)
31 Revenues and expenditures for community behavioral health programs,
32 including medicaid and nonmedicaid funding; (b) access to services,
33 service denials, and utilization by state plan modality; (c) claims
34 denials and record of timely payment to providers; (d) client
35 demographics; and (e) social and recovery measures and managed care
36 organization performance measures. The authority must work with
37 managed care organizations and behavioral health administrative
38 service organizations to integrate these metrics into an annual
39 reporting structure designed to evaluate the performance of the
40 behavioral health system in the state over time. The authority must

1 submit a report by June 30, 2023, outlining the specific metrics
2 implemented. Thereafter, the authority shall submit the report for
3 the preceding calendar year to the governor and appropriate
4 committees of the legislature on or before (~~July 1st~~) December 30th
5 of each year detailing the implemented metrics and relevant
6 performance outcomes for the prior calendar year.

7 (~~(39)~~) (40) \$3,377,000 of the general fund
8 —state appropriation for fiscal year 2022 and (~~(\$5,177,000)~~)
9 \$8,027,000 of the general fund—state appropriation for fiscal year
10 2023 are provided solely for the authority to implement (~~two~~) pilot
11 programs for intensive outpatient services and partial
12 hospitalization services for certain children and adolescents.

13 (a) The effective date of the pilot sites is January 1, 2021.

14 (b) The two pilots must be contracted with a hospital that
15 provides psychiatric inpatient services to children and adolescents
16 in a city with the largest population east of the crest of the
17 Cascade mountains and a hospital that provides psychiatric inpatient
18 services to children and adolescents in a city with the largest
19 population west of the crest of the Cascade mountains.

20 (c) The authority must establish minimum standards, eligibility
21 criteria, authorization and utilization review processes, and payment
22 methodologies for the pilot programs in contract.

23 (d) Eligibility for the pilot sites is limited pursuant to the
24 following:

25 (i) Children and adolescents discharged from an inpatient
26 hospital treatment program who require the level of services offered
27 by the pilot programs in lieu of continued inpatient treatment;

28 (ii) Children and adolescents who require the level of services
29 offered by the pilot programs in order to avoid inpatient
30 hospitalization; and

31 (iii) Services may not be offered if there are less costly
32 alternative community based services that can effectively meet the
33 needs of an individual referred to the program.

34 (e) The authority must collect data on the pilot sites and work
35 with the actuaries responsible for establishing managed care rates
36 for medicaid enrollees to develop and submit a report to the office
37 of financial management and the appropriate committees of the
38 legislature. A preliminary report must be submitted by December 1,
39 2021, and a final report must be submitted by December 1, 2022. The
40 reports must include the following information:

1 (i) A narrative description of the services provided at each
2 pilot site and identification of any specific gaps the sites were
3 able to fill in the current continuum of care;

4 (ii) Clinical outcomes and estimated reductions in psychiatric
5 inpatient costs associated with each of the pilot sites;

6 (iii) Recommendations for whether either or both of the pilot
7 models should be expanded statewide; whether modifications should be
8 made to the models to better address gaps in the continuum identified
9 through the pilot sites, whether the models could be expanded to
10 community behavioral health providers, and whether statewide
11 implementation should be achieved through a state plan amendment or
12 some other mechanism for leveraging federal medicaid match; and

13 (iv) Actuarial projections on the statewide need for services
14 related to the pilot sites and estimated costs of adding each of the
15 services to the medicaid behavioral health benefit for children and
16 adolescents and adults.

17 (f) Of the amounts provided in this subsection,
18 \$2,850,000 of the general fund—state appropriation for fiscal year
19 2023 is provided solely to expand the number of pilot sites to a
20 third location. The criteria in (c) and (d) of this subsection shall
21 also apply to this pilot site. Data from this pilot site must be
22 incorporated into the final report required in (e) of this
23 subsection.

24 ~~((40))~~ (41)(a) \$100,000 of the general
25 fund—federal appropriation is provided solely for the authority to
26 convene a task force to examine impacts and changes proposed to the
27 use of criminal background checks in employment in behavioral health
28 settings, with the goal of reducing barriers to developing and
29 retaining a robust behavioral health workforce, while maintaining
30 patient safety measures. The task force membership must include
31 representatives from:

32 (i) The office of the attorney general;

33 (ii) The department of health;

34 (iii) The department of social and health services;

35 (iv) The office of the governor; and

36 (v) Others appointed by the authority, including behavioral
37 health employers and those with lived experience.

38 (b) The task force shall consider any relevant information and
39 recommendations made available by the work group created under
40 Substitute House Bill No. 1411 (health care workforce).

1 (c) By December 1, 2021, the authority must submit a report of
2 the task force's recommendations to the governor and the appropriate
3 committees of the legislature.

4 ~~((41))~~ (42) \$6,042,000 of the general fund
5 —state appropriation for fiscal year 2022, \$561,000 of the general
6 fund—state appropriation for fiscal year 2023, and \$35,415,000 of the
7 general fund—federal appropriation (CRSSA) are provided solely to
8 promote the recovery of individuals with substance use disorders
9 through expansion of substance use disorder services. The authority
10 shall implement this funding to promote integrated, whole-person care
11 to individuals with opioid use disorders, stimulant use disorders,
12 and other substance use disorders. The authority shall use this
13 funding to support evidence-based and promising practices as follows:

14 (a) \$11,170,000 of the general fund—federal appropriation (CRSSA)
15 is provided solely for treatment services to low-income individuals
16 with substance use disorders who are not eligible for services under
17 the medicaid program and for treatment services that are not covered
18 under the medicaid program. A minimum of \$9,070,000 of this amount
19 must be contracted through behavioral health administrative services
20 organizations. The amounts in this subsection may be used for
21 services including, but not limited to, outpatient treatment,
22 residential treatment, mobile opioid use disorder treatment programs,
23 law enforcement assisted diversion programs, contingency management
24 interventions, modified assertive community treatment, trauma
25 informed care, crisis respite, and for reimbursement of one-time
26 start-up operating costs for opening new beds in withdrawal
27 management treatment programs.

28 (b) \$2,407,000 of the general fund state—appropriation for fiscal
29 year 2022, \$561,000 of the general fund—state appropriation for
30 fiscal year 2023, and \$3,245,000 of the general fund—federal
31 appropriation (CRSSA) are provided solely for outreach programs that
32 link individuals with substance use disorders to treatment options to
33 include medication for opioid use disorder. The authority must
34 contract for these services with programs that use interdisciplinary
35 teams, which include peer specialists, to engage and facilitate
36 linkage to treatment for individuals in community settings such as
37 homeless encampments, shelters, emergency rooms, harm reduction
38 programs, churches, community service offices, food banks, libraries,
39 legal offices, and other settings where individuals with substance

1 use disorders may be engaged. The services must be coordinated with
2 emergency housing assistance and other services administered by the
3 authority to promote access to a full continuum of treatment and
4 recovery support options.

5 (c) \$1,535,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$10,417,000 of the general fund—federal appropriation
7 (CRSSA) are provided solely for substance use disorder recovery
8 support services not covered by the medicaid program including, but
9 not limited to, emergency housing, recovery housing vouchers,
10 supported employment, skills training, peer support, peer drop-in
11 centers, and other community supports.

12 (d) \$1,100,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$1,750,000 of the general fund—federal appropriation
14 (CRSSA) are provided solely for efforts to support the recovery of
15 American Indians and Alaska natives with substance use disorders.
16 This funding may be used for grants to urban Indian organizations,
17 tribal opioid prevention media campaigns, and support for government
18 to government communication, planning, and implementation of opioid
19 use disorder related projects.

20 (e) \$1,000,000 of the general fund—state appropriation for fiscal
21 year 2022 is provided solely for a public awareness campaign to
22 educate youth and young adults with opioid use disorders about harm
23 reduction, secondary prevention, overdose awareness, fentanyl, and
24 naloxone.

25 (f) \$7,083,000 of the general fund—federal appropriation (CRSSA)
26 is provided solely for community services grants that support the
27 implementation and evaluation of substance use disorder prevention
28 services.

29 (g) Up to \$1,750,000 of the general fund—federal appropriation
30 (CRSSA) may be used for the authority's administrative costs
31 associated with services funded in this subsection (~~((41))~~) (42).

32 (~~((42))~~) (43) \$3,109,000 of the general fund
33 —state appropriation for fiscal year 2022 and \$3,109,000 of the
34 general fund—state appropriation for fiscal year 2023 are provided
35 solely for short-term rental subsidies for individuals with mental
36 health or substance use disorders. This funding may be used for
37 individuals enrolled in the foundational community support program
38 while waiting for a longer term resource for rental support or for
39 individuals transitioning from behavioral health treatment facilities

1 or local jails. Individuals who would otherwise be eligible for the
2 foundational community support program but are not eligible because
3 of their citizenship status may also be served. By December 1, 2021,
4 and December 1, 2022, the authority must submit a report identifying
5 the expenditures and number of individuals receiving short-term
6 rental supports through the agency budget during the prior fiscal
7 year broken out by region, treatment need, and the demographics of
8 those served, including but not limited to age, country of origin
9 within racial/ethnic categories, gender, and immigration status.

10 ~~((43))~~ (44) Within the amounts provided in
11 this section, sufficient funding is provided for the authority to
12 implement requirements to provide up to five sessions of intake and
13 assessment pursuant to Second Substitute House Bill No. 1325
14 (behavioral health/youth).

15 ~~((44))~~ (45) \$19,000,000 of the general
16 fund—federal appropriation (CRSSA) and \$1,600,000 of the general fund
17 —federal appropriation (ARPA) are provided solely to promote the
18 recovery of individuals with mental health disorders through
19 expansion of mental health services. The authority shall implement
20 this funding to promote integrated, whole-person care through
21 evidence based and promising practices as follows:

22 (a) \$7,303,000 of the general fund—federal appropriation (CRSSA)
23 is provided solely for treatment services to low-income individuals
24 with mental health disorders who are not eligible for services under
25 the medicaid program and for treatment services that are not covered
26 under the medicaid program. A minimum of \$6,150,000 of this amount
27 must be contracted through behavioral health administrative services
28 organizations. The amounts in this subsection may be used for
29 services including, but not limited to, outpatient treatment,
30 residential treatment, law enforcement assisted diversion programs,
31 modified assertive community treatment, and trauma informed care.

32 (b) \$6,344,000 of the general fund—federal appropriation (CRSSA)
33 is provided solely for mental health recovery support services not
34 covered by the medicaid program including, but not limited to,
35 supportive housing, emergency housing vouchers, supported employment,
36 skills training, peer support, peer drop-in centers, and other
37 community supports.

1 (c) \$961,000 of the general fund—federal appropriation (CRSSA) is
2 provided solely for efforts to support the recovery of American
3 Indians and Alaska natives with mental health disorders.

4 (d) \$1,346,000 of the general fund—federal appropriation (CRSSA)
5 is provided solely to enhance crisis services and may be used for
6 crisis respite care.

7 (e) \$2,307,000 of the general fund—federal appropriation (CRSSA)
8 is provided solely for the expansion of first episode psychosis
9 programs.

10 (f) Up to \$961,000 of the general fund—federal appropriation
11 (CRSSA) may be used for the authority's administrative costs
12 associated with services funded in this subsection.

13 ~~((45))~~ (46) The authority must pursue
14 opportunities for shifting state costs to the state's unused
15 allocation of federal institutions for mental disease
16 disproportionate share hospital funding. The authority must submit a
17 report to the office of financial management and the appropriate
18 committees of the legislature by December 1, 2021, which identifies
19 any activities the authority has implemented or identified to shift
20 state costs to the unused federal funds and an analysis of the fiscal
21 impacts for these activities and options.

22 ~~((46))~~ (47) \$500,000 of the general fund—
23 state appropriation for fiscal year 2022 and \$500,000 of the general
24 fund—state appropriation for fiscal year 2023 are provided solely for
25 the authority to implement one-time behavioral health workforce pilot
26 programs and training support grants pursuant to Engrossed Second
27 Substitute House Bill No. 1504 (workforce education development act).
28 Of these amounts, \$440,000 of the general fund—state appropriation
29 for fiscal year 2022 and \$440,000 of the general fund—state
30 appropriation for fiscal year 2023 are provided solely for the three
31 behavioral health workforce pilot programs and \$60,000 of the general
32 fund—state appropriation for fiscal year 2022 and \$60,000 of the
33 general fund—state appropriation for fiscal year 2023 are provided
34 solely for training support grants. ~~((If the bill is not enacted by
35 June 30, 2021, the amounts provided in this subsection shall lapse.~~

36 ~~(47) \$2,500,000)~~ (48) \$1,400,000 of the
37 general fund—state appropriation for fiscal year 2022 and
38 ~~((\$2,500,000))~~ \$3,600,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for the authority to expand

1 efforts to provide opioid use disorder medication in city, county,
2 regional, and tribal jails. The authority must submit a report to the
3 office of financial management and the appropriate committees of the
4 legislature by December 1, 2021, on the allocation of the fiscal year
5 2021 funding within this subsection. The authority must provide a
6 report to the office of financial management and the appropriate
7 committees of the legislature by December 1, 2022, on the allocation
8 of the fiscal year 2022 funding and the expenditures and number of
9 individuals served in fiscal year 2021 by location.

10 (~~(48)~~) (49) \$500,000 of the general fund—
11 federal appropriation is provided solely to establish an emotional
12 support network program for individuals employed as peer specialists.
13 The authority must contract for these services which shall include,
14 but not be limited to, facilitating support groups for peer
15 specialists, support for the recovery journeys of the peer
16 specialists themselves, and targeted support for the secondary trauma
17 inherent in peer work.

18 (~~(49)~~) (50) \$1,800,000 of the general fund
19 —federal appropriation is provided solely for the authority to
20 contract on a one-time basis with the University of Washington
21 behavioral health institute to continue and enhance its efforts
22 related to training and workforce development. The behavioral health
23 institute shall develop and disseminate model programs and curricula
24 to address the treatment needs of individuals with substance use
25 disorders and cooccurring disorders. The behavioral health institute
26 shall provide consultation and training to behavioral health agencies
27 in order to improve the delivery of evidence-based and promising
28 practices and overall quality of care. Training for providers may
29 include technical assistance related to payment models, integration
30 of peers, team-based care, utilization reviews, care transitions, and
31 the infusion of recovery and resiliency into programming and culture.
32 Additionally, the behavioral health institute shall provide continued
33 access to telehealth training and support, including innovative
34 digital health content. The behavioral health institute shall
35 evaluate behavioral health inequities in Washington and create a
36 center of excellence to address behavioral health inequity, including
37 the need for a more diverse workforce. The behavioral health
38 institute shall offer an annual conference on race, equity, and
39 social justice and create a learning management system to provide
40 access to training for publicly funded behavioral health providers

1 across a range of topics. Specific curricula to be developed within
2 the amounts provided in this subsection must include:

3 (a) A training for law enforcement officers focused on
4 understanding substance use disorder and the recovery process and
5 options and procedures for diversion from the criminal legal system
6 for individuals with substance use disorder, to be developed in
7 consultation with the criminal justice training commission; and

8 (b) A curriculum for correctional officers and community
9 corrections officers focused on motivational interviewing, recovery
10 coaching, and trauma informed care, developed in consultation with
11 the department of corrections.

12 ~~((+50))~~ (51) \$300,000 of the general fund—
13 state appropriation for fiscal year 2022 and \$300,000 of the general
14 fund—state appropriation for fiscal year 2023 are provided solely for
15 a grant to the north sound behavioral health administrative services
16 organization to provide trauma-informed counseling services to
17 children and youth in Whatcom county schools. The services must be
18 provided by licensed behavioral health professionals who have
19 training in the provision of trauma-informed care. The behavioral
20 health administrative services organization must request, from the
21 office of the superintendent of public instruction, a listing of the
22 Whatcom county schools that are eligible for high-poverty allocations
23 from the learning assistance program and prioritize services in these
24 schools.

25 ~~((+51))~~ (52) \$200,000 of the general fund—
26 state appropriation for fiscal year 2022 and \$200,000 of the general
27 fund—state appropriation for fiscal year 2023 are provided on a one-
28 time basis solely for the authority to contract with the north sound
29 behavioral health administrative services organization to establish
30 the Whatcom county crisis stabilization center as a pilot project for
31 diversion from the criminal justice system to appropriate community
32 based treatment. The pilot shall allow for police officers to place
33 involuntary holds for up to 12 hours for persons placed at the
34 facility in accordance with RCW 10.31.110. The amounts provided must
35 be used to pay for the cost of services at the site not covered under
36 the medicaid program. The authority must submit a report to the
37 office of financial management and the appropriate committees of the
38 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
12 —state appropriation for fiscal year 2022 and \$1,250,000 of the
13 general fund—state appropriation for fiscal year 2023 are provided
14 solely for the authority to contract with the King county behavioral
15 health administrative services organization to maintain children's
16 crisis outreach response system services that were previously funded
17 through the department of children, youth, and families. The
18 authority, in consultation with the behavioral health administrative
19 services organization, medicaid managed care organizations, and the
20 actuaries responsible for developing medicaid managed care rates,
21 must work to maximize federal funding provided for the children's
22 crisis outreach response system program and submit a report to the
23 office of 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
27 general fund—~~((federal))~~ state appropriation ~~((is))~~ for fiscal year
28 2022 and \$881,000 of the general fund—state for fiscal year 2023 are
29 provided on a one-time basis solely for maintaining and increasing
30 resources for peer support programs and for the authority to contract
31 with an organization to assist with the recruitment of individuals to
32 work as behavioral health peers with a specific focus on black,
33 indigenous, and people of color communities. The authority must
34 submit a preliminary report to the office of financial management and
35 the 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—
2 federal appropriation is provided solely for the authority to provide
3 crisis response training to behavioral health peer specialists. The
4 authority must use these amounts to contract for the development of a
5 specialized 40 hour crisis response training curriculum for
6 behavioral health peer specialists and to conduct a minimum of one
7 statewide training session during fiscal year 2022 and one statewide
8 training session during fiscal year 2023. The training shall focus on
9 preparing behavioral health peer specialists to work with individuals
10 in crisis, including providing peer services in emergency
11 departments, as coresponders with law enforcement, and as part of
12 mobile crisis teams. The training sessions must be offered free of
13 charge to the participants and may be offered either virtually or in
14 person as determined by the authority. By December 1, 2022, the
15 authority must submit a report to the office of financial management
16 and the appropriate committees of the legislature on the peer crisis
17 response curriculum and the number of individuals that received
18 training.

19 (~~(55)~~) (56) \$500,000 of the general fund—
20 federal appropriation is provided solely for the authority to
21 contract on a one-time basis with the University of Washington
22 alcohol and drug abuse institute to develop policy solutions in
23 response to the public health challenges of high tetrahydrocannabinol
24 potency cannabis. The institute must use this funding to: Conduct
25 individual interviews with stakeholders and experts representing
26 different perspectives, facilitate joint meetings with stakeholders
27 to identify areas of common ground and consensus, and develop
28 recommendations for state policies related to cannabis potency and
29 mitigating detrimental health impacts. The authority must submit the
30 following reports to the office of financial management and the
31 appropriate committees of the legislature:

32 (a) An initial report must be submitted by December 31, 2021, and
33 shall summarize progress made to date, preliminary policy
34 recommendations, and next steps; and

35 (b) A final report must be submitted by December 31, 2022, and
36 shall summarize the analysis conducted by the institute, the process
37 and stakeholders involved, an inventory of relevant cannabis policies
38 in other states, and recommendations for policy changes to reduce the
39 negative impacts of high potency cannabis in Washington state.

1 ~~((56))~~ (57) \$8,197,000 of the general fund
2 —state appropriation for fiscal year 2022, \$8,819,000 of the general
3 fund—state appropriation for fiscal year 2023, and \$38,025,000 of the
4 general fund—federal appropriation are provided solely to continue in
5 the 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) \$17,128,000 of the general
18 fund—state appropriation for fiscal year 2023 and \$32,861,000 of the
19 general fund—federal appropriation are provided solely to implement a
20 7 percent increase to medicaid reimbursement for community behavioral
21 health 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 7 percent provider rate increase as intended and verify this
26 pursuant to the process established in chapter 285, Laws of 2020 (EHB
27 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. Providers receiving
30 rate increases under other subsections of this section must be
31 excluded from the rate increase directed in this subsection.

32 (59) ~~(\$114,000)~~ \$1,307,000 of
33 the general fund—state appropriation for fiscal year 2022,
34 ~~(\$114,000)~~ \$5,217,000 of the general fund—state appropriation for
35 fiscal year 2023, and ~~(\$228,000)~~ \$6,524,000 of the general fund—
36 federal appropriation are provided solely to increase the number of
37 beds and rates for community children's long-term inpatient program
38 providers. The number of beds is increased on a phased in basis to 62
39 beds by the end of fiscal year 2022 and to 72 beds by the end of

1 fiscal year 2023. The rates are increased by two percent effective
2 July 1, 2021, and by an additional 4.5 percent effective January 1,
3 2023.

4 ~~((58))~~ (60) \$117,000 of the general fund—
5 state appropriation for fiscal year 2022, ~~(\$117,000)~~ \$251,000 of the
6 general fund—state appropriation for fiscal year 2023, and
7 ~~(\$168,000)~~ \$265,000 of the general fund—federal appropriation are
8 provided solely to increase rates for parent child assistance program
9 providers by two percent effective July 1, 2021, and by an additional
10 4.5 percent effective January 1, 2023.

11 ~~((59) \$200,000 of the general fund~~
12 ~~state appropriation for fiscal year 2022 and~~
13 ~~\$200,000 of the general fund~~
14 ~~federal appropriation are provided solely to support actuarial work~~
15 ~~required for the authority to develop behavioral health comparison~~
16 ~~rates.~~

17 ~~(60))~~ (61) \$205,000 of the general fund—
18 state appropriation for fiscal year 2022 and \$205,000 of the general
19 fund—state appropriation for fiscal year 2023 are provided solely for
20 the authority to contract with the Washington state behavioral health
21 institute to engage consumers, the University of Washington evidence
22 based practice institute, and other stakeholders to review current
23 and emerging data and research and make recommendations regarding
24 best practices for virtual behavioral health services to children
25 from prenatal stages through age 25. This work shall focus on the
26 development of services and supports that deliver clinically-
27 effective outcomes for children and families and identify safeguards
28 for "in-person," "audio-video," and "audio only" modes. The review
29 conducted by the institute shall include the collection and analysis
30 of data about clinical efficacy of behavioral health services and
31 supports through virtual modes and methods for determining and
32 maximizing the health benefits of the different modes. The authority
33 shall submit data required for this research to the behavioral health
34 institute in accordance with federal and state laws regarding client
35 protected information. The department shall submit the following
36 reports to the office of financial management and the appropriate
37 committees of the legislature:

38 (a) A preliminary report on the 2022 workplan by December 31,
39 2021;

1 (b) An initial report with recommendations for standards of care
2 and best practices for behavioral health services by June 30, 2022;
3 and

4 (c) A final report with additional refined recommendations and a
5 research agenda and proposed budget for fiscal year 2024 and beyond
6 by December 31, 2022.

7 ~~((61))~~ (62) The authority must claim the
8 enhanced federal medical assistance participation rate for home and
9 community-based services offered under section 9817 of the American
10 rescue plan act of 2021 (ARPA). Appropriations made that constitute
11 supplementation of home and community-based services as defined in
12 section 9817 of ARPA are listed in LEAP omnibus document HCBS-2021.

13 ~~((62))~~ (63) \$150,000 of the general fund—
14 federal appropriation is provided solely for training of behavioral
15 health consumer advocates. Beginning in July 2022, the authority must
16 enter into a memorandum of understanding with the department of
17 commerce to provide support for training of behavioral health
18 consumer advocates pursuant to Engrossed Second Substitute House Bill
19 No. 1086 (behavioral health consumers).

20 ~~((63))~~ (64) \$5,000,000 of the general fund
21 —federal appropriation is provided solely for the authority to
22 maintain funding for grants to law enforcement assisted diversion
23 programs outside of King county established pursuant to chapter 314,
24 Laws of 2019 (SSB 5380). By December 1, 2023, the authority, in
25 coordination with the law enforcement assisted diversion national
26 support bureau, must collect information and submit a report to the
27 office of financial management and the appropriate committees of the
28 legislature on the grant program including a description of the
29 program model or models used and the number, demographic information,
30 and measurable outcomes of the individuals served with the funding
31 provided under this subsection.

32 ~~((64))~~ (65) \$250,000 of the general fund—
33 state appropriation for fiscal year 2022 and \$250,000 of the general
34 fund—state appropriation for fiscal year 2023 are provided solely for
35 the authority to contract with a statewide mental health nonprofit
36 organization that provides free community and school-based mental
37 health education and support programs for consumers and families. The
38 contractor must use this funding to provide access to programs
39 tailored to peers living with mental illness as well as family

1 members of people with mental illness and the community at large.
2 Services provided by the contracted program shall include education,
3 support, and assistance to reduce isolation and help consumers and
4 families understand the services available in their communities.

5 ~~((65))~~ (66) \$13,374,000 of the general fund
6 —state appropriation for fiscal year 2022, ~~((12,474,000))~~ \$15,474,000
7 of the general fund—state appropriation for fiscal year 2023, and
8 ~~((12,731,000))~~ \$13,743,000 of the general fund—federal appropriation
9 are provided solely for increasing local behavioral health mobile
10 crisis response team capacity and ensuring each region has at least
11 one adult and one children and youth mobile crisis team that is able
12 to respond to calls coming into the 988 crisis hotline.

13 (a) In prioritizing this funding, the health care authority shall
14 assure that a minimum of six new children and youth mobile crisis
15 teams are created and that there is one children and youth mobile
16 crisis team in each region by the end of fiscal year 2022.

17 (b) In implementing funding for adult and youth mobile crisis
18 response teams, the authority must establish standards in contracts
19 with managed care organizations and behavioral health administrative
20 services organizations for the services provided by these teams.

21 (c) Of these amounts, \$3,000,000 of the general fund—
22 state appropriation for fiscal year 2023 and \$1,012,000 of the
23 general fund—federal appropriation are provided solely to increase
24 capacity for mobile crisis services in King county. These amounts
25 must supplement and not supplant funding to the county previously
26 allocated by the authority under this subsection.

27 ~~((66) \$42,987,000)~~ (67) \$29,671,000 of the
28 general fund—state appropriation for fiscal year 2022,
29 ~~((57,253,000))~~ \$37,628,000 of the general fund—state appropriation
30 for fiscal year 2023, and ~~((80,040,000))~~ \$44,606,000 of the general
31 fund—federal appropriation are provided solely for the
32 ~~((department))~~ authority to contract with community hospitals or
33 freestanding evaluation and treatment centers to provide long-term
34 inpatient care beds as defined in RCW 71.24.025. Within these
35 amounts, the authority must meet the requirements for reimbursing
36 counties for the judicial services for patients being served in these
37 settings in accordance with RCW 71.05.730. The authority must
38 coordinate with the department of social and health services in
39 developing the contract requirements, selecting contractors, and

1 establishing processes for identifying patients that will be admitted
2 to these facilities. Of the amounts in this subsection, sufficient
3 amounts are provided in fiscal year 2022 and fiscal year 2023 for the
4 authority to reimburse community hospitals and nonhospital
5 residential treatment centers serving clients in long-term inpatient
6 care beds as defined in RCW 71.24.025 as follows:

7 (a) For a hospital licensed under chapter 70.41 RCW that requires
8 a hospital specific medicaid inpatient psychiatric per diem payment
9 rate for long-term civil commitment patients because the hospital has
10 completed a medicare cost report, the authority shall analyze the
11 most recent medicare cost report of the hospital after a minimum of
12 200 medicaid inpatient psychiatric days. The authority shall
13 establish the inpatient psychiatric per diem payment rate for long-
14 term civil commitment patients for the hospital at 100 percent of the
15 allowable cost of care, based on the most recent medicare cost report
16 of the hospital.

17 (b) For a hospital licensed under chapter 70.41 RCW that has not
18 completed a medicare cost report with more than 200 medicaid
19 inpatient psychiatric days, the authority shall establish the
20 medicaid inpatient psychiatric per diem payment rate for long-term
21 civil commitment patients for the hospital at the higher of the
22 hospital's current medicaid inpatient psychiatric rate; or the
23 annually updated statewide average of the medicaid inpatient
24 psychiatric per diem payment rate of all acute care hospitals
25 licensed under chapter 70.41 RCW providing long-term civil commitment
26 services.

27 (c) For a hospital licensed under chapter 71.12 RCW and currently
28 providing long-term civil commitment services, the authority shall
29 establish the medicaid inpatient psychiatric per diem payment rate at
30 \$940 plus adjustments that may be needed to capture costs associated
31 with long-term psychiatric patients that are not allowable on the
32 medicare cost report or reimbursed separately. The hospital may
33 provide the authority with supplemental data to be considered and
34 used to make appropriate adjustments to the medicaid inpatient
35 psychiatric per diem payment rate of the hospital. Adjustment of
36 costs may include:

37 (i) Costs associated with professional services and fees not
38 accounted for in the hospital's medicare cost report or reimbursed
39 separately;

1 (ii) Costs associated with the hospital providing the long-term
2 psychiatric patient access to involuntary treatment court services
3 that are not reimbursed separately; and

4 (iii) Other costs associated with caring for long-term
5 psychiatric patients that are not reimbursed separately.

6 (d) For a hospital licensed under chapter 71.12 RCW that requires
7 an initial medicaid inpatient psychiatric per diem payment rate for
8 long-term civil commitment services because it has not yet completed
9 a medicare cost report, the authority shall establish the medicaid
10 inpatient psychiatric per diem payment rate at the higher of:

11 (i) The hospital's current medicaid inpatient psychiatric rate;
12 or

13 (ii) The annually updated statewide average of the medicaid long-
14 term inpatient psychiatric per diem payment rate of all freestanding
15 psychiatric hospitals licensed under chapter 71.12 RCW providing
16 long-term civil commitment services.

17 (e) For nonhospital residential treatment centers certified to
18 provide long-term inpatient care beds as defined in RCW 71.24.025,
19 the authority shall increase the fiscal year 2021 rate by three
20 percent each year of the biennium.

21 (f) Beginning in fiscal year 2023, provider payments for vacant
22 bed days shall not exceed six percent of their annual contracted bed
23 days.

24 (g) The legislature intends to recognize the additional costs
25 associated with student teaching related to long-term civil
26 commitment patients to be provided in a new teaching hospital
27 expected to open during the 2023-2025 fiscal biennium.

28 (h) The authority, in coordination with the department of social
29 and health services, the office of the governor, the office of
30 financial management, and representatives from medicaid managed care
31 organizations, behavioral health administrative service
32 organizations, and community providers, must develop and implement a
33 plan to continue the expansion of civil community long-term inpatient
34 capacity. The plan shall identify gaps and barriers in the current
35 array of community long-term inpatient beds in serving higher need
36 individuals including those committed to a state hospital pursuant to
37 the dismissal of criminal charges and a civil evaluation ordered
38 under RCW 10.77.086 or 10.77.088. The plan shall identify strategies
39 to overcome these barriers including, but not limited to, potential
40 rate enhancements for high needs clients. The authority must submit

1 its implementation plan to the office of financial management and the
2 appropriate fiscal committees of the legislature by December 1, 2021,
3 and submit a status update on the implementation plan by October 15,
4 2022.

5 ~~((67))~~ (68)(a) \$31,000,000 of the
6 ~~((general fund federal appropriation (CSFRF)))~~ coronavirus state
7 fiscal recovery fund—federal appropriation is provided on a one-time
8 basis solely for the authority to provide assistance payments to
9 behavioral health providers serving medicaid and state-funded
10 clients. In prioritizing the allocation of this funding, the
11 authority must take the following into account:

12 (i) The differential impact the pandemic has had on different
13 types of providers;

14 (ii) Other state and federal relief funds providers have received
15 or are eligible to apply for; and

16 (iii) Equitable distribution of assistance including
17 consideration of geographic location and providers serving members of
18 historically disadvantaged communities.

19 (b) To be eligible for assistance, the behavioral health
20 providers must:

21 (i) Have experienced lost revenue or increased expenses that are
22 a result of the COVID-19 public health emergency;

23 (ii) Self-attest that the lost revenue or expenses are not funded
24 by any other government or private entity;

25 (iii) Agree to operate in accordance with the requirements of
26 applicable federal, state, and local public health guidance and
27 directives; and

28 (iv) Agree to comply with federal guidance on the use of
29 coronavirus state and local fiscal recovery funds.

30 (c) Provider assistance is subject to the availability of amounts
31 provided in this subsection.

32 ~~((68))~~ (69)(a) \$375,000 of the general
33 fund—state appropriation for fiscal year ~~((2021))~~ 2022 and \$375,000 of
34 the general fund—state appropriation for fiscal year ~~((2022))~~ 2023 are
35 provided solely for a one-time grant to Island county to fund a pilot
36 program to improve behavioral health outcomes for young people in
37 rural communities. In administering the pilot program, Island county
38 shall coordinate with school districts, community groups, and health
39 care providers to increase access to behavioral health programs for

1 children and youth aged birth to 24 years of age. The grant funds
2 shall be used to coordinate and expand behavioral health services.
3 The grant funding must not be used to supplant funding from existing
4 programs. No more than 10 percent of the funds may be used for
5 administrative costs incurred by Island county in administering the
6 program. Services that may be provided with the grant funding
7 include, but are not limited to:

8 (i) Support for children and youth with significant behavioral
9 health needs to address learning loss caused by COVID-19 and remote
10 learning;

11 (ii) School based behavioral health education, assessment, and
12 brief treatment;

13 (iii) Screening and referral of children and youth to long-term
14 treatment services;

15 (iv) Behavioral health supports provided by community agencies
16 serving youth year-round;

17 (v) Expansion of mental health first aid, a program designed to
18 prepare adults who regularly interact with youth for how to help
19 people in both crisis and noncrisis mental health situations;

20 (vi) Peer support services; and

21 (vii) Compensation for the incurred costs of clinical supervisors
22 and internships.

23 (b) The authority, in coordination with Island county, must
24 submit the following reports to the legislature:

25 (i) By December 1, 2022, a report summarizing how the funding was
26 used and providing the number of children and youth served by the
27 pilot during fiscal year 2022; and

28 (ii) By December 1, 2023, a report summarizing how the funding
29 was used and providing the number of children and youth served by the
30 pilot during fiscal year 2023.

31 ~~((+69))~~ (70) State general fund
32 appropriations in this section and in sections 219 and 221 of this
33 act are made to address the harms caused to the state and its
34 citizens by the opioid epidemic, and these include appropriations of
35 \$13,466,000 attributable to the settlement in *State v. McKinsey &*
36 *Co., Inc.*

37 ~~((+70))~~ (71) \$260,000 of the general fund—
38 state appropriation for fiscal year 2022, \$3,028,000 of the general
39 fund—state appropriation for fiscal year 2023, and \$3,028,000 of the

1 general fund—federal appropriation are provided solely for the
2 authority to contract for a twelve bed children's long-term inpatient
3 program facility specializing in the provision of habilitative mental
4 health services for children and youth with intellectual or
5 developmental disabilities who have intensive behavioral health
6 support needs. The authority must provide a report to the office of
7 financial management and the appropriate committees of the
8 legislature providing data on the demand and utilization of this
9 facility by June 30, 2023.

10 ~~((71))~~ (72) \$300,000 of the general fund—
11 state appropriation for fiscal year 2022 and \$300,000 of the general
12 fund—state appropriation for fiscal year 2023 are provided solely for
13 the authority to continue the University of Washington's project
14 extension for community health care outcomes (ECHO) for:

15 (a) Telecommunication consultation with local physicians to
16 discuss medications appropriate to patients who have developmental
17 disabilities and behavioral issues; and

18 (b) Training to both behavioral health and developmental
19 disabilities professionals to support individuals with both
20 developmental disabilities and behavioral health needs.

21 ~~((72) No more than \$1,535,000))~~ (73)
22 \$1,991,000 of the general fund—federal appropriation and ~~((810,000))~~
23 \$1,147,000 of the general fund—local appropriation ~~((may be~~
24 expended))are provided solely for supported housing and employment
25 services described in initiative 3a and 3b of the ~~((medicaid~~
26 transformation))1115 demonstration waiver ~~((under—healthier~~
27 Washington))and this is the maximum amount that may be expended for
28 this purpose. Under this initiative, the authority and the department
29 of social and health services shall ensure that allowable and
30 necessary services are provided to eligible clients as identified by
31 the authority or its providers or third party administrator. The
32 department and the authority in consultation with the medicaid
33 forecast work group, shall ensure that reasonable reimbursements are
34 established for services deemed necessary within an identified limit
35 per individual. The authority shall not increase general fund—state
36 expenditures ~~((under this initiative))above appropriated levels for~~
37 this specific purpose. The secretary in collaboration with the
38 director of the authority shall report to the joint select committee
39 on health care oversight no less than quarterly on financial and

1 health outcomes. The secretary in cooperation with the director shall
2 also report to the fiscal committees of the legislature (~~(all of)~~)
3 the expenditures of this subsection and shall provide such fiscal
4 data in the time, manner, and form requested by the legislative
5 fiscal committees.

6 ~~((73) \$396,000 of the general fund~~
7 ~~_____ state appropriation for fiscal year 2022,~~
8 ~~\$329,000 of the general fund _____~~
9 ~~state appropriation for fiscal year 2023, and \$3,153,000 of the~~
10 ~~general fund _____ federal~~
11 ~~appropriation are provided solely to support the administrative costs~~
12 ~~associated with the application and implementation of a federal~~
13 ~~waiver allowing for full federal participation in mental health~~
14 ~~treatment facilities identified as institutions of mental diseases.))~~

15 (74) (a) \$150,000 of the general fund—state appropriation for
16 fiscal year 2022 is provided solely for the authority to convene a
17 work group to develop a recommended teaching clinic enhancement rate
18 for behavioral health agencies training and supervising students and
19 those seeking their certification or license. This work should
20 include: Developing standards for classifying a behavioral health
21 agency as a teaching clinic; a cost methodology to determine a
22 teaching clinic enhancement rate; and a timeline for implementation.
23 The work group must include representatives from:

- 24 (i) The department of health;
- 25 (ii) The office of the governor;
- 26 (iii) The Washington workforce training and education board;
- 27 (iv) The Washington council for behavioral health;
- 28 (v) Licensed and certified behavioral health agencies; and
- 29 (vi) Higher education institutions.

30 (b) By October 15, 2021, the health care authority must submit a
31 report of the work group's recommendations to the governor and the
32 appropriate committees of the legislature.

33 (75) \$343,000 of the general fund—state appropriation for fiscal
34 year 2022, \$344,000 of the general fund—state appropriation for
35 fiscal year 2023, and \$687,000 of the general fund—federal
36 appropriation are provided solely for increasing services to pregnant
37 and parenting women provided through the parent child assistance
38 program.

1 (76) \$130,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$130,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for maintaining and increasing
4 the capabilities of a tool to track medication assisted treatment
5 provider capacity.

6 (77) \$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 grants to support substance
9 use disorder family navigators across the state.

10 (78) \$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 grants to support recovery
13 cafes across the state.

14 (79) \$69,000 of the general fund—state appropriation for fiscal
15 year 2022, \$63,000 of the general fund—state appropriation for fiscal
16 year 2023, and \$198,000 of the general fund—federal appropriation are
17 provided solely for the implementation of Engrossed Second Substitute
18 Senate Bill No. 5071 (civil commitment transition). (~~(If the bill is
19 not enacted by June 30, 2021, the amounts provided in this subsection
20 shall lapse.)~~)

21 (80) \$200,000 of the general fund—state appropriation for fiscal
22 year 2022, \$195,000 of the general fund—state appropriation for
23 fiscal year 2023, and \$755,000 of the general fund—federal
24 appropriation are provided solely for a grant program to award
25 funding to fire departments in the state of Washington to implement
26 safe station pilot programs. Programs that combine the safe station
27 approach with fire department mobile integrated health programs such
28 as the community assistance referral and education services program
29 under RCW 35.21.930 are encouraged. Certified substance use disorder
30 peer specialists may be employed in a safe station pilot program if
31 the authority determines that a plan is in place to provide
32 appropriate levels of supervision and technical support. Safe station
33 pilot programs shall collaborate with behavioral health
34 administrative services organizations, local crisis providers, and
35 other stakeholders to develop a streamlined process for referring
36 safe station clients to the appropriate level of care. Funding for
37 pilot programs under this subsection shall be used for new or
38 expanded programs and may not be used to supplant existing funding.

1 (81) \$71,000 of the general fund—state appropriation for fiscal
2 year 2022, \$66,000 of the general fund—state appropriation for fiscal
3 year 2023, and \$136,000 of the general fund—federal appropriation are
4 provided solely for the implementation of Second Substitute Senate
5 Bill No. 5195 (opioid overdose medication). (~~If the bill is not~~
6 ~~enacted by June 30, 2021, the amounts provided in this subsection~~
7 ~~shall lapse.~~)

8 (82) \$150,000 of the general fund—state appropriation for fiscal
9 year 2022 is provided solely for the authority to evaluate options
10 for a medicaid waiver to provide respite care for youth with
11 behavioral health challenges while avoiding adverse impacts with
12 respite waivers at the department of social and health services
13 developmental disabilities administration and the department of
14 children, youth, and families.

15 (83) \$2,000,000 of the general fund—federal appropriation is
16 provided solely for grants to law enforcement and other first
17 responders to include a mental health professional on the team of
18 personnel responding to emergencies.

19 (84) \$375,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$375,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for a grant to the city of
22 Arlington in partnership with the North County regional fire
23 authority for a mobile integrated health pilot project. The project
24 shall provide mobile integrated health services for residents who
25 cannot navigate resources through typical methods through brief
26 therapeutic intervention, biopsychosocial assessment and referral,
27 and community care coordination.

28 (85) \$26,000 of the general fund—state appropriation for fiscal
29 year 2022, \$26,000 of the general fund—state appropriation for fiscal
30 year 2023, and \$48,000 of the general fund—federal appropriation are
31 provided solely for the implementation of Engrossed Substitute House
32 Bill No. 1196 (audio only telemedicine). (~~If the bill is not enacted~~
33 ~~by June 30, 2021, the amounts provided in this subsection shall~~
34 ~~lapse.~~)

35 (86) \$400,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$400,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for the implementation of
38 Substitute Senate Bill No. 5073 (involuntary commitment). (~~If the~~

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

3 (87) ~~((\$2,834,000))~~ \$349,000 of the general fund—state
4 appropriation for fiscal year 2022, \$1,849,000 of the general fund—
5 state appropriation for fiscal year 2023, and ((\$1,813,000)) \$942,000
6 of the general fund—federal appropriation are provided solely for the
7 authority to contract for services at two distinct 16 bed programs in
8 a facility located in Clark county to provide long-term inpatient
9 care beds as defined in RCW 71.24.025. The beds must be used to
10 provide treatment services for individuals who have been
11 involuntarily committed to long-term inpatient treatment pursuant to
12 the dismissal of criminal charges and a civil evaluation ordered
13 under RCW 10.77.086 or 10.77.088. The authority, in coordination with
14 the department of social and health services, must develop and
15 implement a protocol to assess the risk of patients being considered
16 for placement in this facility and determine whether the level of
17 security and treatment services is appropriate to meet the patient's
18 needs. The department must submit a report to the office of financial
19 management and the appropriate committees of the legislature by
20 December 1, 2022, providing a description of the protocol and a
21 status update on progress toward opening the new facility.

22 (88) \$250,000 of the general fund—state appropriation
23 for fiscal year 2022 and \$956,000 of the general fund—state
24 appropriation for fiscal year 2023 are provided solely for wraparound
25 with intensive services for youth ineligible for medicaid as outlined
26 in the settlement agreement under *AGC v. Washington State Health Care*
27 *Authority*, Thurston county superior court no. 21-2-00479-34.

28 (89) \$38,230,000 of the general fund—state
29 appropriation for fiscal year 2022 and \$18,188,000 of the general
30 fund—state appropriation for fiscal year 2023 are provided solely for
31 claims for services rendered to medicaid eligible clients admitted to
32 institutions of mental disease that were determined to be unallowable
33 for federal reimbursement due to medicaid's institutions for mental
34 disease exclusion rules. Of these amounts, \$20,042,000 of the general
35 fund—state appropriation for fiscal year 2022 is provided solely for
36 belated claims for services that were rendered prior to fiscal year
37 2022.

38 (90) \$6,010,000 of the general fund—state
39 appropriation for fiscal year 2023 and \$990,000 of the general fund—

1 federal appropriation are provided solely for the authority, in
2 coordination with the department of health, to deploy an opioid
3 awareness campaign and to contract with syringe service programs and
4 other service settings assisting people with substance use disorders
5 to: Prevent and respond to overdoses; provide other harm reduction
6 services and supplies, including but not limited to distributing
7 naloxone, fentanyl, and other drug testing supplies; and for
8 expanding contingency management services. The authority is
9 encouraged to use these funds to leverage federal funding for this
10 purpose to expand buying power. The authority should prioritize funds
11 for naloxone distribution for programs or settings that are least
12 likely to be able to bill medicaid. Of the amounts provided in this
13 subsection, \$1,000,000 of the general fund—state appropriation for
14 fiscal year 2023 is provided solely for the authority to deploy an
15 opioid awareness campaign targeted at youth to increase the awareness
16 of the dangers of fentanyl. Any moneys deposited into the general
17 fund pursuant to section 126(41) of this act from the Purdue Pharma
18 and Sackler family settlement must be used for the purposes of this
19 subsection.

20 (91) \$2,382,000 of the general fund—state
21 appropriation for fiscal year 2023 and \$6,438,000 of the general fund
22 —federal appropriation are provided solely for a transition to
23 bundled payment arrangement methodology for opioid treatment
24 providers. Within these amounts, providers will receive a rate
25 increase through the new methodology and the authority must direct
26 medicaid managed care organizations, to the extent allowed under
27 federal medicaid law, to adopt a value based bundled payment
28 methodology in contracts with opioid treatment providers. This
29 increase is effective January 1, 2023.

30 (92) \$2,387,000 of the general fund—state
31 appropriation for fiscal year 2023 is provided solely to support the
32 creation of a bridge period for individuals also enrolled in the
33 foundational community supports initiative who are transitioning from
34 benefits under RCW 74.04.805 due to increased income or other changes
35 in eligibility. The authority, department of social and health
36 services, and department of commerce shall collaborate on this
37 effort.

38 (93) \$1,574,000 of the general fund—state
39 appropriation for fiscal year 2023 is provided solely for the

1 authority to contract with a program to provide medical respite care
2 for individuals with behavioral health needs. The program must serve
3 individuals with significant behavioral health needs and medical
4 issues who do not require hospitalization but are unable to provide
5 adequate self-care for their medical conditions. The program must
6 prioritize services to individuals with complex medical and
7 behavioral health issues who are homeless or who were recently
8 discharged from a hospital setting. The services must meet quality
9 standards and best practices developed by the national health care
10 for the homeless council and may include, but are not limited to,
11 medical oversight and health education; care transitions; and
12 discharge planning to and from primary care, inpatient hospital,
13 emergency rooms, and supportive housing. In selecting the contractor,
14 the authority must prioritize projects that demonstrate the active
15 involvement of an established medical provider that is able to
16 leverage federal medicaid funding in the provision of these services.
17 The authority must work with the medicaid managed care organizations
18 to encourage their participation and assist the plans and the
19 contractor in identifying mechanisms for appropriate use of medicaid
20 reimbursement in this setting.

21 (94) \$490,000 of the general fund—state appropriation
22 for fiscal year 2023 is provided solely to create a master leasing
23 incentive program with specific emphasis on *Trueblood* programs. The
24 authority shall also create a toolkit for use by landlords serving
25 special populations. The authority and department of commerce shall
26 collaborate on this effort.

27 (95) \$664,000 of the general fund—state appropriation
28 for fiscal year 2023 and \$154,000 of the general fund—federal
29 appropriation are provided solely for the authority to contract for
30 three regional behavioral health mobile crisis response teams focused
31 on supported housing to prevent individuals with behavioral health
32 conditions at high risk of losing housing from becoming homeless,
33 identify and prioritize serving the most vulnerable people
34 experiencing homelessness, and increase alternative housing options
35 to include short-term alternatives which may temporarily deescalate
36 situations where there is high risk of a household from becoming
37 homeless.

38 (96) \$6,027,000 of the general fund—state
39 appropriation for fiscal year 2023 and \$2,009,000 of the general fund

1 —federal appropriation are provided solely to create and expand
2 access to no barrier, and low-barrier programs using a housing first
3 model designed to assist and stabilize housing supports for adults
4 with behavioral health conditions. Housing supports and services
5 shall be made available with no requirement for treatment for their
6 behavioral health condition and must be individualized to the needs
7 of the individual. The authority and department of commerce shall
8 collaborate on this effort. The authority and department of commerce
9 shall collaborate on this effort and must submit a preliminary report
10 to the office of financial management and the appropriate committees
11 of the legislature by December 31, 2022.

12 (97) \$775,000 of the general fund—state appropriation
13 for fiscal year 2023 is provided solely to create a rental voucher
14 and bridge program and implement strategies to reduce instances where
15 an individual leaves a state operated behavioral or private
16 behavioral health facility directly into homelessness. The authority
17 must prioritize this funding for individuals being discharged from
18 state operated behavioral health facilities.

19 (98) \$200,000 of the general fund—state appropriation
20 for fiscal year 2022, \$200,000 of the general fund—state
21 appropriation for fiscal year 2023, and \$400,000 of the general fund—
22 federal appropriation are provided solely for the authority to
23 contract for a behavioral health comparison rate study. The study
24 must be conducted to examine provider resources involved in
25 developing individual covered behavioral health services and to
26 establish benchmark payment rates that reflect the reasonable and
27 necessary costs associated with the delivery of behavioral health
28 services. The study must include an evaluation of actual medicaid
29 managed care organization payment rates to the benchmark rates and
30 summarize the results of this evaluation. The study must be conducted
31 in a manner so that the benchmark comparison rates are incorporated
32 into a full behavioral health fee schedule that can be used for
33 assessing the costs associated with expansion of services, rate
34 increases, and medicaid managed care plan state directed payments.
35 The authority must provide a preliminary report on the study to the
36 office of financial management and the appropriate committees of the
37 legislature by June 30, 2023.

38 (99) \$382,000 of the general fund—state appropriation
39 for fiscal year 2023 and \$254,000 of the general fund—federal

1 appropriation are provided solely for the authority, in collaboration
2 with the department of social and health services research and data
3 analysis division, to implement community behavioral health service
4 data into the existing executive management information system. Of
5 these amounts, \$288,000 of the general fund—state appropriation for
6 fiscal year 2023 and \$192,000 of the general fund—federal
7 appropriation are provided solely for the authority to reimburse the
8 research and data analysis division for staff costs associated with
9 this project. The data elements shall be incorporated into the
10 monthly executive management information system reports on a phased-
11 in basis, allowing for elements which are readily available to be
12 incorporated in the initial phase, and elements which require further
13 definition and data collection changes to be incorporated in a later
14 phase. The authority must collaborate with the research and data
15 analysis division to ensure data elements are clearly defined and
16 must include requirements in medicaid managed care organization and
17 behavioral health administrative services organization contracts to
18 provide the data in a consistent and timely manner for inclusion into
19 the system. The community behavioral health executive management
20 system information data elements must include, but are not limited
21 to: Psychiatric inpatient bed days; evaluation and treatment center
22 bed days; long-term involuntary community psychiatric inpatient bed
23 days; children's long-term inpatient bed days; substance use disorder
24 inpatient, residential, withdrawal evaluation and management, and
25 secure withdrawal evaluation and management bed days; crisis triage
26 and stabilization services bed days; mental health residential bed
27 days; mental health and substance use disorder outpatient treatment
28 services; opioid substitution and medication assisted treatment
29 services; program of assertive treatment team services; wraparound
30 with intensive services; mobile outreach crisis services; recovery
31 navigator team services; foundational community supports housing and
32 employment services; projects for assistance in transition from
33 homelessness services; housing and recovery through peer services;
34 other housing services administered by the authority; mental health
35 and substance use disorder peer services; designated crisis responder
36 investigations and outcomes; involuntary commitment hearings and
37 outcomes; pregnant and parenting women case management services; and
38 single bed certifications and no available bed reports. Wherever
39 possible and practical, the data must include historical monthly
40 counts and shall be broken out to distinguish services to medicaid

1 and nonmedicaid individuals and children and adults. The authority
2 and the research and data analysis division must consult with the
3 office of financial management and staff from the fiscal committees
4 of the legislature on the development and implementation of the
5 community behavioral health data elements.

6 (100) \$300,000 of the general fund—state appropriation
7 for fiscal year 2023 is provided solely for the authority to contract
8 with a consultant to develop a Washington state behavioral health
9 service delivery guide. The guide must include, but is not limited
10 to, information on the service modalities, facilities, and providers
11 that make up Washington's behavioral health delivery system. The
12 authority must consult with behavioral health stakeholders and is
13 permitted to enter into a data sharing agreement necessary to
14 facilitate the production of the guide. The authority must publish
15 the guide for the public and submit the guide to the office of
16 financial management and the appropriate committees of the
17 legislature by December 1, 2023.

18 (101) \$100,000 of the general fund—state appropriation
19 for fiscal year 2023 is provided solely for the authority to conduct
20 a study on involuntary treatment access barriers related to
21 transportation issues. The study must assess: Challenges ambulance
22 companies and emergency responders have in billing medicaid for
23 involuntary transportation services; whether current transportation
24 rates are a barrier to access and if so what type of increase is
25 needed to address this; and the possibility of creating a specialized
26 type of involuntary transportation provider. The authority must also
27 modify the current unavailable detention facilities report to
28 identify whether the reason a bed was not available was due to:
29 Transportation issues; all beds being full at the facility; staffing
30 shortages; inability of facilities with available beds to meet the
31 behavioral needs of the patient; inability of facilities with
32 available beds to meet the medical needs of the patient; or other
33 specified reasons. The authority must submit a report to the office
34 of financial management and the appropriate committees of the
35 legislature with findings and recommendations from the study by
36 December 31, 2022.

37 (102) \$2,000,000 of the general fund—state
38 appropriation for fiscal year 2023 is provided solely for the
39 authority to increase contracts for recovery navigator services

1 established in chapter 311, Laws of 2021 (ESB 5476). These
2 amounts must be allocated to increase funding for recovery navigator
3 services in King, Pierce, and Snohomish counties. These amounts must
4 supplement and not supplant funding allocated, pursuant to section
5 22(1), chapter 311, Laws of 2021, to the regional behavioral health
6 administrative services organizations serving those
7 counties .

8 (103) \$4,213,000 of the general fund—state
9 appropriation for fiscal year 2023 is provided solely for the
10 authority to support efforts by counties and cities to implement
11 local response teams. Of these amounts:

12 (a) \$2,000,000 of the general fund—state appropriation
13 for fiscal year 2023 is provided solely for the authority to provide
14 a grant to the association of Washington cities to assist cities with
15 the costs of implementing alternative response teams. This funding
16 must be used to reimburse cities for documented costs associated with
17 creating co-responder teams within different alternative diversion
18 models including law enforcement assisted diversion programs,
19 community assistance referral and education programs, and as part of
20 mobile crisis teams. Cities are encouraged to partner with each other
21 to create a regional response model. In awarding these funds, the
22 association must prioritize applicants with demonstrated capacity for
23 facility-based crisis triage and stabilization services. The
24 association and authority must collect and report information
25 regarding the number of facility-based crisis stabilization and
26 triage beds available in the locations receiving funding through this
27 subsection and submit a report to the office of financial management
28 and the appropriate committees of the legislature with this
29 information by December 1, 2022.

30 (b) \$2,213,000 of the general fund—state appropriation
31 for fiscal year 2023 is provided solely for Whatcom county to
32 establish an alternative response base station. Within these amounts:
33 \$1,477,000 is provided solely for facility renovation and equipment;
34 \$149,000 is provided solely for acquisition of an alternative
35 response transport vehicle; and \$587,000 is provided solely for
36 operating expenses, including personnel, maintenance, and utility
37 expenses.

38 (104) \$100,000,000 of the coronavirus state fiscal
39 recovery fund—federal appropriation is provided solely for, on a one-

1 time basis, the authority to address behavioral health treatment
2 access issues resulting from workforce shortages and impacts of the
3 COVID-19 public health emergency. This funding must be used to
4 provide one-time assistance payments to nonhospital-based community
5 behavioral health treatment providers receiving payment for medicaid
6 services contracted through the medicaid managed care organizations
7 or behavioral health administrative service organizations. The
8 authority shall begin distributing funding under this subsection as
9 soon as possible, and shall complete the distribution of funds by
10 October 1, 2022. The authority must distribute funding in accordance
11 with the following requirements:

12 (a) The authority must enter into appropriate
13 agreements with recipients to ensure that this stabilization funding
14 is used for purposes of this subsection. Prior to the receipt of
15 funds, providers must agree to expend these assistance payments by
16 June 30, 2023.

17 (b) Allocation methodologies must be administratively
18 efficient and based on previous medicaid utilization, modeled after
19 prior nongrant-based allocations, so that funding can be distributed
20 more timely than through grant or application-based allocations. The
21 authority must consider individuals served through medicaid and
22 behavioral health administrative service organizations contracts in
23 its allocation methodology.

24 (c) Providers must use the funding for immediate
25 workforce retention and recruitment needs or costs incurred due to
26 the COVID-19 public health emergency. Funds may also be used to
27 support other needed investments to help stabilize the community
28 behavioral health workforce including, but not limited to, childcare
29 stipends, student loan repayment, tuition assistance, relocation
30 expenses, or other recruitment efforts to begin adding new staff and
31 rebuilding lost capacity.

32 (d) By December 1, 2022, the authority must submit an
33 accounting to the office of financial management and the appropriate
34 committees of the legislature that includes a list of all recipients
35 of funding under this subsection and the amount of funding received.

36 (e) Within the amounts appropriated in this
37 subsection, the authority may utilize up to \$200,000 to conduct a
38 qualitative analysis of how recipients utilized funds for workforce
39 retention and recruitment, which may include hiring a consultant and
40 a survey of selected recipients. The authority must report on the

1 findings of the qualitative analysis to the office of financial
2 management and the appropriate committees of the legislature by
3 December 1, 2023.

4 (105) \$500,000 of the general fund—state appropriation
5 for fiscal year 2023 is provided solely for the authority to contract
6 with the University of Washington addictions, drug, and alcohol
7 institute. This funding must be used to develop, refine, and pilot a
8 new, advanced, evidence-based training for law enforcement to improve
9 interactions with individuals who use drugs. The training must be
10 developed so it can be adapted and used statewide to decrease
11 stigmatizing beliefs among law enforcement through positive contact
12 with people who use drugs and improve officer well-being and
13 effectiveness by providing skills and techniques to address the drug
14 overdose epidemic. The institute must develop and refine this
15 training, leveraging prior work, and in partnership with a steering
16 committee that includes people with lived or living experience of
17 substance use disorder and criminal legal involvement, researchers,
18 clinicians, law enforcement officers, and others. The training must
19 complement, but not duplicate, existing curricula already provided by
20 the criminal justice training commission. The institute must pilot
21 the advanced training in a subset of regional law enforcement
22 agencies and evaluate its acceptability and feasibility through
23 participant interviews and pretraining and posttraining ratings of
24 stigmatizing beliefs. The institute must incorporate feedback from
25 the pilot training sessions into a final training program that it
26 must make available to law enforcement agencies across the state.

27 (106) \$300,000 of the general fund—state appropriation
28 for fiscal year 2023 and \$300,000 of the general fund—federal
29 appropriation are provided on a one-time basis solely for the
30 authority to explore the development and implementation of a
31 sustainable, alternative payment model for comprehensive community
32 behavioral health services, including the certified community
33 behavioral health clinic (CCBHC) model. Funding must be used to
34 secure actuarial expertise; conduct research into national data and
35 other state models, including obtaining resources and expertise from
36 the national council for mental well-being CCBHC success center; and
37 engage stakeholders, including representatives of licensed community
38 behavioral health agencies and medicaid managed care organizations,
39 in the process. The authority must provide a preliminary report to

1 the office of financial management and the appropriate committees of
2 the legislature with findings, recommendations, and preliminary cost
3 estimates by December 31, 2022. The study must include:

4 (a) Overviews of alternate payment models and options
5 and considerations for implementing the certified community
6 behavioral health clinic model within Washington state;

7 (b) An analysis of the impact of expanding alternate
8 payment models on the state's behavioral health systems;

9 (c) Relevant federal regulations and options to
10 implement alternate payment models under those regulations;

11 (d) Options for payment rate designs;

12 (e) An analysis of the benefits and potential
13 challenges in integrating the CCBHC reimbursement model within an
14 integrated managed care environment;

15 (f) Actuarial analysis on the costs for implementing
16 alternative payment model options, including opportunities for
17 leveraging federal funding; and

18 (g) Recommendations to the legislature on a pathway
19 for statewide implementation.

20 (107) \$60,000 of the general fund—state appropriation
21 for fiscal year 2023 is provided on a one-time basis solely for the
22 authority to provide a grant to develop an integrative cultural
23 healing model to be implemented and managed by the Confederated
24 Tribes of the Colville Reservation. For the purposes of this
25 subsection, "integrative cultural healing model" means a behavioral
26 health model developed for and by tribal and urban-based Native
27 American partners in eastern Washington. Grant funds must be used for
28 staff costs for implementing the model; acquisition of cultural
29 tools, materials, and other group facilitation supplies; securing
30 access to outdoor environments in traditional places of gathering
31 foods, medicines, and materials; salaries for training time; and
32 stipends, travel, and mileage reimbursement to support the
33 participation of local elders or knowledge keepers.

34 (108) \$1,135,000 of the general fund—state
35 appropriation for fiscal year 2023 and \$568,000 of the general fund—
36 federal appropriation are provided solely to develop and operate a
37 16-bed substance use disorder inpatient facility in Grays Harbor
38 county that specializes in treating pregnant and parenting women
39 using a family preservation model. The authority must contract for

1 these services through behavioral health entities in a manner that
2 allows leveraging of federal medicaid funds to pay for a portion of
3 the costs. The authority must consult with the department of
4 children, youth, and families in the implementation of this funding.
5 The facility must allow families to reside together while a parent is
6 receiving treatment. Of these amounts, \$568,000 may be used for
7 documented startup costs including the recruitment, hiring, and
8 training of staff.

9 (109) \$150,000 of the general fund—state appropriation
10 for fiscal year 2023 is provided on a one-time basis solely for the
11 authority to provide a grant to the city of Snoqualmie to pilot
12 behavioral health emergency response and coordination services
13 through a regional behavioral health coordinator. The regional
14 behavioral health coordinator shall be a licensed mental health or
15 substance use disorder professional who works directly with and
16 accompanies law enforcement officers and fire and rescue first
17 responders to help respond to crises involving persons with
18 behavioral health needs. The coordinator shall plan, implement, and
19 coordinate services related to crisis response and social service
20 needs with the city of Snoqualmie, the city of North Bend, the
21 Snoqualmie police and fire departments, and the eastside fire and
22 rescue agency serving North Bend, and local community services,
23 school districts, hospitals, and crisis response systems provided by
24 King county for the region. The coordinator shall support the social
25 services needs identified through police and fire response in the
26 lower Snoqualmie valley and serve as a liaison between law
27 enforcement, first responders, and persons accessing or requesting
28 emergency services with social service needs. The authority shall
29 collect information on the pilot project and, in coordination with
30 the city of Snoqualmie, must submit a report to the office of
31 financial management and the appropriate committees of the
32 legislature by December 31, 2023, summarizing the services provided
33 through the grant funds and identifying recommendations on how to
34 implement effective, integrated, coordinated behavioral health
35 emergency response and community care services. The authority must
36 also provide the report to the criminal justice training commission,
37 the Washington association of sheriffs and police chiefs, and the
38 Washington fire commissioners association.

39 (110) \$50,000 of the general fund—state appropriation
40 for fiscal year 2023 is provided on a one-time basis solely for the

1 authority to conduct a study and provide data regarding challenges to
2 receiving behavioral health services in rural communities. The study
3 by the authority must review timely access to behavioral health
4 services in rural areas including: (a) Designated crisis responder
5 response times; (b) the availability of behavioral health inpatient
6 and outpatient services; (c) wait times for hospital beds; and (d)
7 the availability of adult and youth mobile crisis teams. The study
8 must include recommendations on strategies to improve access to
9 behavioral health services in rural areas in the short-term as the
10 state works to develop and implement the recommendations of the
11 crisis response improvement strategy committee established in chapter
12 302, Laws of 2021. The authority must submit a report to the office
13 of financial management and the appropriate committees of the
14 legislature with a summary of the data, findings, and recommendations
15 by December 1, 2022.

16 (111) \$250,000 of the general fund—state appropriation
17 for fiscal year 2023 is provided solely for the authority to contract
18 for services with a statewide recovery community organization. The
19 authority must award this funding to an organization that: (a) Has
20 experience building the capacity of the recovery community to advance
21 substance use recovery and mental health wellness by catalyzing
22 public understanding and shaping public policy; (b) is led and
23 governed by representatives of local communities of recovery; (c)
24 centers the voices of people with lived experience who are touched by
25 addiction and mental health challenges, and harnesses the power of
26 story to drive change in the mental health and addiction treatment
27 systems; and (d) provides free community education, skills trainings,
28 events, and a conference in order to increase the understanding of
29 issues around behavioral health and recovery. Services provided by
30 the contracted program must include education, support, and
31 assistance to increase connection of the recovery community, recovery
32 capital, and knowledge about recovery and mental health resources. In
33 conducting this work, the contractor must engage diverse individuals
34 in recovery, impacted families, and providers from all regions of the
35 state and leverage the assistance of affiliated groups and
36 organizations. The organization must also prioritize diversity,
37 equity, and justice in their work to eradicate health disparities of
38 marginalized communities.

39 (112) \$500,000 of the general fund—state appropriation
40 for fiscal year 2023 is provided solely for the authority to provide

1 a one-time grant to a nonprofit organization to establish a program
2 to provide pro bono counseling and behavioral health services to
3 uninsured individuals with incomes below 300 percent of the federal
4 poverty level. The grantee must have experience in leveraging local
5 and philanthropic funding to coordinate pro bono health care services
6 within Washington. The authority must provide the funding pursuant to
7 an appropriate agreement for documented capacity-building to begin
8 providing pro bono counseling and behavioral health services no later
9 than April 1, 2023. The agreement must require the grantee to seek,
10 document, and report to the authority on efforts to leverage local,
11 federal, or philanthropic funding to provide sustained operational
12 support for the program.

13 (113) \$2,148,000 of the general fund—state
14 appropriation for fiscal year 2023 and \$499,000 of the general fund—
15 federal appropriation are provided solely for the authority to
16 contract for youth inpatient navigator services in four regions of
17 the state. The services must be provided through clinical response
18 teams that receive referrals for children and youth inpatient
19 services and manage a process to coordinate placements and
20 alternative community treatment plans. Of these amounts, \$445,000 of
21 the general fund—state appropriation and \$79,000 of the general fund
22 —federal appropriation are provided solely to contract for services
23 through an existing program located in Pierce county.

24 (114) \$1,500,000 of the general fund—state
25 appropriation for fiscal year 2023 is provided solely for a contract
26 with a licensed youth residential psychiatric substance abuse and
27 mental health agency located in Clark and Spokane counties for
28 reopening evaluation and treatment units, increasing staff capacity,
29 treating patients with cooccurring substance use and acute mental
30 health disorders, and expanding outpatient services for young adults
31 ages 18 through 24.

32 (115) \$4,377,000 of the general fund—state
33 appropriation for fiscal year 2023 and \$919,000 of the general fund—
34 federal appropriation are provided solely for implementation of
35 Substitute House Bill No. 1773 (assisted outpatient treatment). If
36 the bill is not enacted by June 30, 2022, the amounts provided in
37 this subsection shall lapse.

38 (116) \$257,000 of the general fund—state appropriation
39 for fiscal year 2023 is provided solely for implementation of

1 Substitute House Bill No. 1800 (behavioral health/minors). If the
2 bill is not enacted by June 30, 2022, the amount provided in this
3 subsection shall lapse.

4 (117) \$115,000 of the general fund—state appropriation
5 for fiscal year 2023 and \$218,000 of the general fund—federal
6 appropriation are provided solely for implementation of Second
7 Substitute House Bill No. 1860 (behavioral health discharge). If the
8 bill is not enacted by June 30, 2022, the amounts provided in this
9 subsection shall lapse.

10 (118) \$563,000 of the general fund—state appropriation
11 for fiscal year 2023 is provided solely for the children and youth
12 behavioral health work group to consider and develop longer term
13 strategies and recommendations regarding the delivery of behavioral
14 health services for children, transitioning youth, and their
15 caregivers and meet the requirements of Second Substitute House Bill
16 No. 1890 (children behavioral health).

17 (119) \$427,000 of the general fund—state appropriation
18 for fiscal year 2023 and \$183,000 of the general fund—federal
19 appropriation are provided solely for implementation of Second
20 Substitute House Bill No. 1905 (homelessness/youth discharge). If the
21 bill is not enacted by June 30, 2022, the amounts provided in this
22 subsection shall lapse.

23 (120) \$759,000 of the general fund—state appropriation
24 for fiscal year 2023 and \$759,000 of the general fund—federal
25 appropriation are provided solely for the authority to extend
26 continuous eligibility for apple health to children ages zero to six
27 with income at or below 215 percent of the federal poverty level. The
28 centers for medicare and medicaid services must approve the 1115
29 medicaid waiver prior to the implementation of this policy.

30 (121) \$500,000 of the general fund—state appropriation
31 for fiscal year 2023 is provided solely to increase contingency
32 management resources in accordance with chapter 311, Laws of 2021
33 (ESB 5476).

34 (122) \$79,000 of the general fund—state appropriation
35 for fiscal year 2023 and \$78,000 of the general fund—federal
36 appropriation are provided solely for implementation of Engrossed
37 Substitute House Bill No. 1866 (supportive housing). If the bill is
38 not enacted by June 30, 2022, the amounts provided in this subsection
39 shall lapse.

1 (123) \$5,000,000 of the general fund—state
2 appropriation for fiscal year 2023 is provided solely for bridge
3 funding grants to community behavioral health agencies participating
4 in federal certified community behavioral health clinic expansion
5 grant programs to sustain their continued level of operations
6 following expiration of federal grant funding during the planning
7 process for adoption of the certified community behavioral health
8 clinic model statewide.

9 (124) \$12,000 of the general fund—state appropriation
10 for fiscal year 2023 is provided solely for implementation of Second
11 Substitute Senate Bill No. 5664 (forensic competency programs). If
12 the bill is not enacted by June 30, 2022, the amount provided in this
13 subsection shall lapse.

14 (125) \$50,000 of the general fund—state appropriation
15 for fiscal year 2023 is provided solely for the authority to contract
16 with worldbridgers for a peer workforce expansion pilot project to
17 increase certified peer support counselors in Clark county.

18 (126) \$48,000 of the general fund—state appropriation
19 for fiscal year 2023 and \$49,000 of the general fund—federal
20 appropriation are provided solely for the authority to create a
21 short-term residential crisis stabilization program (RCSP) for youth
22 with severe behavioral health diagnoses. It is the intent of the
23 legislature to fund the contracted costs of these facilities
24 beginning in the 2023-2025 fiscal biennium.

25 (127) \$50,000 of the general fund—state appropriation
26 for fiscal year 2023 is provided solely for the department to provide
27 information and support related to safe housing and support services
28 for youth exiting inpatient mental health and/or substance use
29 disorder facilities to stakeholders, inpatient treatment facilities,
30 young people, and other community providers that serve unaccompanied
31 youth and young adults.

32 (128) \$2,825,000 of the general fund—state
33 appropriation for fiscal year 2023 and \$797,000 of the general fund—
34 federal appropriation are provided solely for the authority to
35 contract with opioid treatment providers to purchase five mobile
36 methadone units and to contract for the operations of those units to
37 fill treatment gaps statewide.

38 (129) (a) \$290,000 of the general fund—state
39 appropriation for fiscal year 2023 and \$58,000 of the general fund—

1 federal appropriation are provided solely for a task force on
2 individuals who experience refusals of service for involuntary
3 behavioral health treatment and then are referred to our state
4 hospitals for forensic competency evaluation and restoration
5 services, with members as provided in this subsection.

6 (i) The president of the senate shall appoint one
7 member from each of the two largest caucuses of the senate.

8 (ii) The speaker of the house of representatives shall
9 appoint one member from each of the two largest caucuses of the house
10 of representatives.

11 (iii) The health care authority shall appoint the
12 following members:

13 (A) The director of the health care authority or his
14 or her designee;

15 (B) The secretary of the department of social and
16 health services or his or her designee;

17 (C) The chief executive officer of western state
18 hospital or his or her designee;

19 (D) The chief executive officer of eastern state
20 hospital or his or her designee;

21 (E) The Washington state attorney general or his or
22 her designee;

23 (F) Two individuals with lived experience of
24 involuntary civil commitment for behavioral health;

25 (G) Two individuals with lived experience as a family
26 member of a person who experienced involuntary civil commitment for
27 behavioral health;

28 (H) A representative of:

29 (I) The Washington state hospital association;

30 (II) The Washington designated crisis responder
31 association;

32 (III) Behavioral health administrative services
33 organizations;

34 (IV) King county;

35 (V) Spokane county;

36 (VI) The Washington association of prosecuting
37 attorneys;

38 (VII) The Washington defender association; and

39 (VIII) A services provider for forensically involved
40 individuals; and

1 (I) Up to two members from the state hospital
2 employees exclusive bargaining unit representative, at least one of
3 whom must have direct experience working with patients at state
4 hospitals who have a history of violence.

5 (b) The task force shall choose as its cochairs one
6 person from among its legislative members and one person from among
7 its executive branch members. The health care authority shall convene
8 the first meeting of the task force by June 30, 2022.

9 (c) The task force shall review the following issues
10 in terms of those individuals who have a history of one or more acts
11 of violence:

12 (i) Solutions to provide appropriate treatment for
13 persons who experience difficulty obtaining placement in local
14 evaluation and treatment facilities or secure withdrawal management
15 and stabilization facilities due to a history of one or more violent
16 acts as that term is defined under chapter 71.05 RCW; and

17 (ii) Acceptable procedures for obtaining needed
18 medical clearance for involuntary treatment with a goal to reduce or
19 avoid the use of emergency departments.

20 (d) Staff support for the task force must be provided
21 by the health care authority.

22 (e) Legislative members of the task force are
23 reimbursed for travel expenses in accordance with RCW 44.04.120.
24 Nonlegislative members are not entitled to be reimbursed for travel
25 expenses if they are elected officials or are participating on behalf
26 of an employer, governmental entity, or other organization. Any
27 reimbursement for other nonlegislative members is subject to chapter
28 43.03 RCW.

29 (f) Task force expenditures for legislative members
30 are subject to approval by the senate facilities and operations
31 committee and the house of representatives executive rules committee,
32 or their successor committees.

33 (g) The task force shall report preliminary findings
34 and recommendations to the governor and appropriate committees of the
35 legislature by October 15, 2022, and issue its final recommendations
36 to the governor and appropriate committees of the legislature by
37 December 1, 2022.

38 (130) \$3,990,000 of the general fund—state
39 appropriation for fiscal year 2023 is provided solely with the
40 downtown emergency service center to contract for three behavioral

1 health response teams in King county. These teams must collaborate
 2 with regional outreach teams and agencies throughout King county and
 3 follow up with individuals after an acute crisis episode for up to
 4 three months to establish long-term community linkages and referrals
 5 to behavioral health treatment.

6	Sec.	216	.
7	2021 c 334 s 216 (uncodified) is amended to read as follows:		
8	FOR THE HUMAN RIGHTS COMMISSION		
9	General Fund—State Appropriation (FY 2022)		
10	((\$2,946,000))		
11			<u>\$3,220,000</u>
12	General Fund—State Appropriation (FY 2023)		
13	((\$2,966,000))		
14			<u>\$3,630,000</u>
15	General Fund—Federal Appropriation. . .		((\$2,572,000))
16			<u>\$2,706,000</u>
17	TOTAL APPROPRIATION.		((\$8,484,000))
18			<u>\$9,556,000</u>

19 The appropriations in this section are subject to the following
 20 conditions and limitations: \$1,000 of the general fund—state
 21 appropriation for fiscal year 2022 and \$1,000 of the general fund—
 22 state appropriation for fiscal year 2023 are provided solely for the
 23 implementation of Senate Bill No. 5027 (television closed captions).
 24 (~~(If the bill is not enacted by June 30, 2021, the amounts provided~~
 25 ~~in this subsection shall lapse.)~~)

26	Sec.	217	.
27	2021 c 334 s 217 (uncodified) is amended to read as follows:		
28	FOR THE BOARD OF INDUSTRIAL INSURANCE APPEALS		
29	Worker and Community Right to Know Fund—State		
30	Appropriation.		\$10,000
31	Accident Account—State Appropriation.		((\$24,093,000))
32			<u>\$25,152,000</u>
33	Medical Aid Account—State Appropriation		((\$24,090,000))
34			<u>\$25,150,000</u>
35	TOTAL APPROPRIATION.		((\$48,193,000))
36			<u>\$50,312,000</u>

1 The appropriations in this section are subject to the following
 2 conditions and limitations: \$12,000 of the accident account—state
 3 appropriation and \$10,000 of the medical aid account—state
 4 appropriation are provided solely for the implementation of Engrossed
 5 Substitute House Bill No. 1097 (worker safety pandemic response).
 6 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
 7 ~~in this subsection shall lapse.~~)

8 **Sec. 218 .**
 9 2021 c 334 s 218 (uncodified) is amended to read as follows:

10 **FOR THE CRIMINAL JUSTICE TRAINING COMMISSION**

11	General Fund—State Appropriation (FY 2022)	
12	((\$34,677,000))	
13		<u>\$38,905,000</u>
14	General Fund—State Appropriation (FY 2023)	
15	((\$34,509,000))	
16		<u>\$51,034,000</u>
17	General Fund—Private/Local Appropriation	((\$5,961,000))
18		<u>\$8,016,000</u>
19	Death Investigations Account—State Appropriation	
20	((\$1,216,000))	
21		<u>\$1,598,000</u>
22	Municipal Criminal Justice Assistance Account—State	
23	Appropriation.	\$460,000
24	Washington Auto Theft Prevention Authority Account—	
25	State Appropriation.	((\$7,167,000))
26		<u>\$10,667,000</u>
27	<u>Washington Internet Crimes Against Children Account</u>	
28	=	
29	<u>State Appropriation</u>	
30		<u>\$2,270,000</u>
31	24/7 Sobriety Account—State Appropriation.	\$20,000
32	TOTAL APPROPRIATION.	((\$84,010,000))
33		<u>\$112,970,000</u>

34 The appropriations in this section are subject to the following
 35 conditions and limitations:
 36 (1) \$5,000,000 of the general fund—state appropriation for fiscal
 37 year 2022 and \$5,000,000 of the general fund—state appropriation for

1 fiscal year 2023, are provided to the Washington association of
2 sheriffs and police chiefs solely to verify the address and residency
3 of registered sex offenders and kidnapping offenders under RCW
4 9A.44.130.

5 (2) (~~(\$1,504,000)~~) \$3,393,000 of the general fund—state
6 appropriation for fiscal year 2022 and (~~(\$1,513,000)~~) \$5,317,000 of
7 the general fund—state appropriation for fiscal year 2023 are
8 provided solely for 75 percent of the costs of providing (~~(five)~~) 9.5
9 additional statewide basic law enforcement trainings in (~~(each)~~)
10 fiscal year 2022 and 13.5 additional statewide basic law enforcement
11 trainings in fiscal year 2023. This provides a total of 19.5 classes
12 in fiscal year 2022 and 23.5 classes in fiscal year 2023. The
13 criminal justice training commission must schedule its funded classes
14 to minimize wait times throughout each fiscal year and meet statutory
15 wait time requirements. The criminal justice training commission must
16 track and report the average wait time for students at the beginning
17 of each class and provide the findings in an annual report to the
18 legislature due in December of each year. At least three classes must
19 be held in Spokane each year.

20 (3) The criminal justice training commission may not run a basic
21 law enforcement academy class of fewer than 30 students.

22 (4) (~~(\$429,000 of the general fund—state appropriation for fiscal~~
23 ~~year 2022 and \$429,000 of the general fund—state appropriation for~~
24 ~~fiscal year 2023 are provided solely for expenditure into the~~
25 ~~nonappropriated Washington internet crimes against children account)~~)
26 \$2,270,000 of the Washington internet crimes against children account
27 —state appropriation is provided solely for the implementation of
28 chapter 84, Laws of 2015.

29 (5) (~~(\$5,000,000)~~) \$4,000,000 of the general fund—state
30 appropriation for fiscal year 2022 and (~~(\$5,000,000)~~) \$4,000,000 of
31 the general fund—state appropriation for fiscal year 2023 are
32 provided solely for the mental health field response team program
33 administered by the Washington association of sheriffs and police
34 chiefs. The association must distribute \$7,000,000 in grants to the
35 phase one and phase two regions as outlined in the settlement
36 agreement under *Trueblood, et. al. v. Department of Social and Health*
37 *Services, et. al.*, U.S. District Court—Western District, Cause No.
38 14-cv-01178-MJP. The association must submit an annual report to the
39 Governor and appropriate committees of the legislature by September

1 1st of each year of the biennium. The report shall include best
2 practice recommendations on law enforcement and behavioral health
3 field response and include outcome measures on all grants awarded.

4 (6) \$899,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$899,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for crisis intervention training
7 for the phase one regions as outlined in the settlement agreement
8 under *Trueblood, et. al. v. Department of Social and Health Services,*
9 *et. al.,* U.S. District Court-Western District, Cause No. 14-cv-01178-
10 MJP.

11 (7) (~~(\$1,216,000)~~) \$1,598,000 of the death investigations account—
12 state appropriation is provided solely for the commission to provide
13 240 hours of medicolegal forensic investigation training to coroners
14 and medical examiners to meet the recommendations of the national
15 commission on forensic science for certification and accreditation.

16 (8) \$13,000 of the general fund—state appropriation for fiscal
17 year 2022, \$26,000 of the general fund—state appropriation for fiscal
18 year 2023, and \$12,000 of the general fund—local appropriation are
19 provided solely for an increase in vendor rates on the daily meals
20 provided to basic law enforcement academy recruits during their
21 training.

22 (9) (a) \$200,000 of the general fund—state appropriation for
23 fiscal year 2022 and \$200,000 of the general fund—state appropriation
24 for fiscal year 2023 are provided solely to implement chapter 378,
25 Laws of 2019 (alternatives to arrest/jail).

26 (b) \$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 evaluation of grant-funded
29 programs under chapter 378, Laws of 2019 (alternatives to arrest/
30 jail).

31 (10) \$750,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$750,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for the Washington association
34 of sheriffs and police chiefs to administer the sexual assault kit
35 initiative project under RCW 36.28A.430, to assist multidisciplinary
36 community response teams seeking resolutions to cases tied to
37 previously unsubmitted sexual assault kits, and to provide support to
38 survivors of sexual assault offenses. The commission must report to
39 the governor and the chairs of the senate committee on ways and means

1 and the house of representatives committee on appropriations by June
2 30, 2022, on the number of sexual assault kits that have been tested,
3 the number of kits remaining to be tested, the number of sexual
4 assault cases that had hits to other crimes, the number of cases that
5 have been reinvestigated, the number of those cases that were
6 reinvestigated using state funding under this appropriation, and the
7 local jurisdictions that were a recipient of a grant under the sexual
8 assault kit initiative project.

9 (11) \$20,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$20,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for a helmet distribution
12 program in order to reduce traumatic brain injuries throughout the
13 state. Of these amounts:

14 (a) \$10,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$10,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for a grant to the Washington
17 fire chiefs association to provide helmets to persons contacted by an
18 official of a local fire department for not wearing a helmet while
19 riding a skateboard or bicycle; and

20 (b) \$10,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$10,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely to the Washington association of
23 sheriffs and police chiefs to distribute to local law enforcement
24 agencies to provide helmets to persons contacted by an official of a
25 local law enforcement agency for not wearing a helmet while riding a
26 skateboard or bicycle.

27 (12) \$307,000 of the general fund—state appropriation for fiscal
28 year 2022 is provided solely for chapter 294, Laws of 2020 (critical
29 stress management programs).

30 (13) \$727,000 of the general fund—state appropriation for fiscal
31 year 2022, \$727,000 of the general fund—state appropriation for
32 fiscal year 2023, and \$248,000 of the general fund—local
33 appropriation are provided solely for chapter 119, Laws of 2020
34 (correctional officer certification).

35 (14) \$406,000 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 to the Washington association of
38 sheriffs and police chiefs solely to establish a behavioral health
39 support and suicide prevention program for law enforcement officers.

1 The program will begin with grants to three pilot locations and will
2 leverage access to mental health professionals, critical stress
3 management, and resiliency training.

4 (15) \$1,883,000 of the general fund—state appropriation for
5 fiscal year 2022 and \$1,986,000 of the general fund—state
6 appropriation for fiscal year 2023 are provided solely for
7 implementation of Engrossed Second Substitute Senate Bill No. 5051
8 (peace officer oversight). ~~((If the bill is not enacted by June 30,
9 2021, the amounts provided in this subsection shall lapse.))~~

10 (16) \$474,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$446,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for implementation of Substitute
13 Senate Bill No. 5066 (officer duty to intervene). ~~((If the bill is
14 not enacted by June 30, 2021, the amounts provided in this subsection
15 shall lapse.))~~

16 (17) \$151,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$148,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely to support the participation of
19 the Washington association of sheriffs and police chiefs in the joint
20 legislative task force on jail standards created in section 957 of
21 this act.

22 (18) \$374,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$296,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the implementation of
25 Engrossed Substitute House Bill No. 1267 (office of independent
26 investigations). ~~((If the bill is not enacted by June 30, 2021, the
27 amounts provided in this subsection shall lapse.))~~

28 (19) \$31,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$31,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for the implementation of
31 Substitute House Bill No. 1088 (impeachment disclosures). ~~((If the
32 bill is not enacted by June 30, 2021, the amounts provided in this
33 subsection shall lapse.))~~

34 (20) \$269,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$261,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for the implementation of House
37 Bill No. 1001 (law enforcement professional development). ~~((If the
38 bill is not enacted by June 30, 2021, the amounts provided in this
39 subsection shall lapse.))~~

1 (21) \$25,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely for the implementation of Engrossed
3 Substitute House Bill No. 1054 (peace officer tactics and equipment).
4 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
5 ~~this subsection shall lapse.~~)

6 (22) \$40,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$40,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for the implementation of
9 Engrossed Second Substitute House Bill No. 1310 (use of force). (~~If~~
10 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
11 ~~this subsection shall lapse.~~)

12 (23) \$25,000 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 the implementation of
15 Engrossed Substitute House Bill No. 1109 (victims of sexual assault).
16 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
17 ~~in this subsection shall lapse.~~)

18 (24) \$30,000 of the general fund—state appropriation
19 for fiscal year 2022 and \$30,000 of the general fund—state
20 appropriation for fiscal year 2023 are provided solely for additional
21 grants to local jurisdictions to investigate instances where a
22 purchase or transfer of a firearm was attempted by an individual who
23 is prohibited from owning or possessing a firearm.

24 (25) \$2,500,000 of the general fund—state
25 appropriation for fiscal year 2023 is provided solely for the
26 criminal justice training commission to provide grant funding to
27 local law enforcement agencies to support law enforcement wellness
28 programs. Of the amount provided in this subsection:

29 (a) \$1,500,000 of the general fund—state appropriation
30 for fiscal year 2023 is provided solely for the commission to provide
31 grants to local law enforcement agencies for the purpose of
32 establishing officer wellness programs. Grants provided under this
33 subsection may be used for, but not limited to building resilience,
34 injury prevention, peer support programs, physical fitness, proper
35 nutrition, stress management, suicide prevention, and physical or
36 behavioral health services. The commission must consult with a
37 representative from the Washington association of sheriffs and police
38 chiefs and a representative of the Washington state fraternal order

1 of police and the Washington council of police and sheriffs in the
2 development of the grant program.

3 (b) \$1,000,000 of the general fund—state appropriation
4 for fiscal year 2023 is provided solely for the Washington
5 association of sheriffs and police chiefs to establish and coordinate
6 an online or mobile-based application for any Washington law
7 enforcement officer; 911 operator or dispatcher; and any other
8 current or retired employee of a Washington law enforcement agency,
9 and their families, to anonymously access on-demand wellness
10 techniques, suicide prevention, resilience, physical fitness,
11 nutrition, and other behavioral health and wellness supports.

12 (26) \$290,000 of the general fund—state appropriation
13 for fiscal year 2023 is provided solely for academy training for
14 limited authority Washington peace officers employed by the
15 Washington state gambling commission, Washington state liquor and
16 cannabis board, Washington state parks and recreation commission,
17 department of natural resources, and the office of the insurance
18 commissioner.

19 (a) Up to 30 officers must be admitted to attend the
20 basic law enforcement academy and up to 30 officers must be admitted
21 to attend basic law enforcement equivalency academy.

22 (b) Allocation of the training slots amongst the
23 agencies must be based on the earliest application date to the
24 commission. Training does not need to commence within six months of
25 employment.

26 (c) The state agencies must reimburse the commission
27 for the actual cost of training.

28 (27) \$1,575,000 of the general fund—state
29 appropriation for fiscal year 2023 is provided solely to the
30 Washington association of sheriffs and police chiefs to distribute to
31 local law enforcement agencies for training of chapter 324, Laws of
32 2021 (permissible uses of force).

33 (28) \$2,150,000 of the general fund—state
34 appropriation for fiscal year 2023 is provided solely to the
35 Washington association of sheriffs and police chiefs to distribute to
36 local law enforcement agencies for training of chapter 321, Laws of
37 2021 (duty to intervene).

38 (29) \$525,000 of the general fund—state appropriation
39 for fiscal year 2023 is provided solely to the Washington association

1 of sheriffs and police chiefs to distribute to local law enforcement
2 agencies for training required under Substitute House Bill No. 1735
3 (use of force by peace officers). If the bill is not enacted by June
4 30, 2022, the amounts provided in this subsection shall lapse.

5 (30) \$1,050,000 of the general fund—state
6 appropriation for fiscal year 2023 is provided solely to the
7 Washington association of sheriffs and police chiefs to distribute to
8 local law enforcement agencies for training required under Engrossed
9 Substitute House Bill No. 2037 (use of force by peace officers). If
10 the bill is not enacted by June 30, 2022, the amounts provided in
11 this subsection shall lapse.

12 (31) \$525,000 of the general fund—state appropriation
13 for fiscal year 2023 is provided solely to the Washington association
14 of sheriffs and police chiefs to distribute to local law enforcement
15 agencies for training required under Engrossed Senate Bill No. 5919
16 (use of force by peace officers). If the bill is not enacted by June
17 30, 2022, the amounts provided in this subsection shall lapse.

18 (32) \$100,000 of the general fund—state appropriation
19 for fiscal year 2023 is provided solely for body camera grant funding
20 to local law enforcement agencies.

21 (a) The Washington association of sheriffs and police
22 chiefs shall develop and implement a body-worn camera grant program.
23 The purpose of the program is to assist law enforcement agencies to
24 establish and expand body-worn camera programs.

25 (b) Law enforcement agencies may use the grants for:
26 (i) The initial purchase, maintenance, and replacement of body-worn
27 cameras; (ii) ongoing costs related to the maintenance and storage of
28 data recorded by body-worn cameras; (iii) costs associated with
29 public records requests for body-worn camera footage; and (iv) hiring
30 of personnel necessary to operate a body-worn camera program.

31 (c) The Washington association of sheriffs and police
32 chiefs shall develop and implement a grant application process and
33 review applications from agencies based on locally developed
34 proposals to establish or expand body-worn camera programs.

35 (d) Law enforcement agencies that are awarded grants
36 must:

37 (i) Comply with the provisions of chapter 10.109 RCW;

1 (ii) Demonstrate the ability to redact body-worn
2 camera footage consistent with RCW 42.56.240 and other applicable
3 provisions;

4 (iii) Provide training to officers who will wear body-
5 worn cameras and other personnel associated with implementation of
6 the body-worn camera program; and

7 (iv) Agree to comply with any data collection and
8 reporting requirements that are established by the Washington
9 association of sheriffs and police chiefs.

10 (e) The Washington association of sheriffs and police
11 chiefs must submit an annual report regarding the grant program to
12 the governor and appropriate committees of the legislature by
13 December 1st of each year the program is funded. The report must be
14 submitted in compliance with RCW 43.01.036.

15 (33) \$150,000 of the general fund—state appropriation
16 for fiscal year 2023 is provided solely to the criminal justice
17 training commission to support an instructor to teach a model use of
18 force and deescalation tactics training to local peace officers
19 across the state. The goal is to establish and disseminate a standard
20 use of force training program that is uniform throughout the state
21 for currently employed peace officers.

22 **Sec.**

219

23 2021 c 334 s 219 (uncodified) is amended to read as follows:

24 **FOR THE OFFICE OF INDEPENDENT INVESTIGATIONS**

25 General Fund—State Appropriation (FY 2022)
26 ((~~\$7,063,000~~))

\$8,289,000

28 General Fund—State Appropriation (FY 2023)
29 ((~~\$12,657,000~~))

\$15,656,000

31 TOTAL APPROPRIATION.

((~~\$19,720,000~~))

\$23,945,000

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

35 (1) The appropriations in this section are provided
36 solely for the implementation of Engrossed Substitute House Bill No.
37 1267 (establishing an office of independent investigations), to
38 create an office within the office of the governor for the purposes

1 of investigating deadly force incidents involving peace officers.
2 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
3 ~~in this subsection shall lapse.~~)

4 (2) \$1,295,000 of the general fund—state appropriation
5 for fiscal year 2023 is provided solely for contracting with the
6 Washington state patrol for laboratory-based testing and processing
7 of crime scene evidence collected during investigations.

8 (3) \$1,173,000 of the general fund—state appropriation
9 for fiscal year 2022 and \$1,148,000 of the general fund—state
10 appropriation for fiscal year 2023 are provided solely for the
11 purchase of information technology equipment.

12 (4) \$251,000 of the general fund—state appropriation
13 for fiscal year 2023 is provided solely for contracted specialized
14 training for investigators relating to death investigations in cases
15 involving deadly force.

	Sec.	220	.
2021 c 334 s 220 (uncodified) is amended to read as follows:			
FOR THE DEPARTMENT OF LABOR AND INDUSTRIES			
General Fund—State Appropriation (FY 2022)			
(\$13,752,000)			
			<u>\$12,070,000</u>
General Fund—State Appropriation (FY 2023)			
(\$15,492,000)			
			<u>\$27,358,000</u>
General Fund—Federal Appropriation.			((\$11,876,000))
			<u>\$20,839,000</u>
Asbestos Account—State Appropriation.			((\$573,000))
			<u>\$598,000</u>
Electrical License Account—State Appropriation			
(\$56,707,000)			
			<u>\$59,225,000</u>
Farm Labor Contractor Account—State Appropriation.			\$28,000
Worker and Community Right to Know Fund—State			
Appropriation.			((\$1,000,000))
			<u>\$1,062,000</u>
Construction Registration Inspection Account—State			
Appropriation.			((\$28,947,000))
			<u>\$30,231,000</u>

1	Public Works Administration Account—State	
2	Appropriation.	((\$9,352,000))
3		<u>\$11,420,000</u>
4	Manufactured Home Installation Training Account—	
5	State Appropriation.	((\$395,000))
6		<u>\$424,000</u>
7	Accident Account—State Appropriation.	((\$366,060,000))
8		<u>\$383,862,000</u>
9	Accident Account—Federal Appropriation	((\$16,047,000))
10		<u>\$16,071,000</u>
11	Medical Aid Account—State Appropriation	
12	((\$366,663,000))	
13		<u>\$383,187,000</u>
14	Medical Aid Account—Federal Appropriation	
15	((\$3,608,000))	
16		<u>\$3,617,000</u>
17	Plumbing Certificate Account—State Appropriation	
18	((\$3,316,000))	
19		<u>\$3,481,000</u>
20	Pressure Systems Safety Account—State Appropriation	
21	((\$4,582,000))	
22		<u>\$4,800,000</u>
23	TOTAL APPROPRIATION.	((\$898,398,000))
24		<u>\$958,273,000</u>

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

27 (1) ((~~\$8,551,000~~)) \$4,363,000 of the accident account—state
28 appropriation and ((~~\$8,551,000~~)) \$4,363,000 of the medical aid account
29 —state appropriation are provided solely for the labor and industries
30 workers' compensation information system replacement project. This
31 subsection is subject to the conditions, limitations, and review
32 provided in section 701 of this act. The department must:

33 (a) Submit a report by August 1, 2021, on the quantifiable
34 deliverables accomplished in fiscal years 2020 and 2021 and the
35 amount spent by each deliverable in each of the following
36 subprojects:

- 37 (i) Business readiness;
- 38 (ii) Change readiness;
- 39 (iii) Commercial off the shelf procurement;

1 (iv) Customer access;

2 (v) Program foundations;

3 (vi) Independent assessment; and

4 (vii) In total by fiscal year;

5 (b) Submit quarterly data within 30 calendar days of the end of

6 each quarter, effective July 1, 2021, on:

7 (i) All of the quantifiable deliverables accomplished by

8 subprojects identified in (a)(i) through (vi) of this subsection and

9 in total and the associated expenditures by each deliverable by

10 fiscal month;

11 (ii) The contract full time equivalent charged by subprojects

12 identified in (a)(i) through (vi) of this subsection, and in total,

13 compared to the budget spending plan by month for each contracted

14 vendor and what the ensuing contract equivalent budget spending plan

15 by subprojects identified in (a)(i) through (vi) of this subsection,

16 and in total, assumes by fiscal month;

17 (iii) The performance metrics by subprojects identified in (a)(i)

18 through (vi) of this subsection, and in total, that are currently

19 used, including monthly performance data; and

20 (iv) The risks identified independently by at least the quality

21 assurance vendor and the office of the chief information officer, and

22 how the project:

23 (A) Has mitigated each risk; and

24 (B) Is working to mitigate each risk, and when it will be

25 mitigated;

26 (c) Submit the reports in (a) and (b) of this subsection to

27 fiscal and policy committees of the legislature; and

28 (d) Receive an additional gated project sign off by the office of

29 financial management, effective September 1, 2021. Prior to spending

30 any project funding in this subsection each quarter, there is an

31 additional gate of approval required for this project. The director

32 of financial management must agree that the (~~reporting data provided~~

33 ~~each quarter~~) project shows accountability, effective and appropriate

34 use of the funding, and that risks are being mitigated to the

35 spending and sign off on the spending for the ensuing quarter.

36 (2) \$250,000 of the medical aid account—state appropriation and

37 \$250,000 of the accident account—state appropriation are provided

38 solely for the department of labor and industries safety and health

39 assessment and research for prevention program to conduct research to

40 address the high injury rates of the janitorial workforce. The

1 research must quantify the physical demands of common janitorial work
2 tasks and assess the safety and health needs of janitorial workers.
3 The research must also identify potential risk factors associated
4 with increased risk of injury in the janitorial workforce and measure
5 workload based on the strain janitorial work tasks place on janitors'
6 bodies. The department must conduct interviews with janitors and
7 their employers to collect information on risk factors, identify the
8 tools, technologies, and methodologies used to complete work, and
9 understand the safety culture and climate of the industry. The
10 department must produce annual progress reports through the year 2022
11 or until the tools are fully developed and deployed. The annual
12 progress report must be submitted to the governor and legislature by
13 December 1st of each year such report is due.

14 (3) \$258,000 of the accident account—state appropriation and
15 \$258,000 of the medical aid account—state appropriation are provided
16 solely for the department of labor and industries safety and health
17 assessment research for prevention program to conduct research to
18 prevent the types of work-related injuries that require immediate
19 hospitalization. The department will develop and maintain a tracking
20 system to identify and respond to all immediate in-patient
21 hospitalizations and will examine incidents in defined high-priority
22 areas, as determined from historical data and public priorities. The
23 research must identify and characterize hazardous situations and
24 contributing factors using epidemiological, safety-engineering, and
25 human factors/ergonomics methods. The research must also identify
26 common factors in certain types of workplace injuries that lead to
27 hospitalization. The department must submit a report to the governor
28 and appropriate legislative committees by August 30, 2021, and
29 annually thereafter, summarizing work-related immediate
30 hospitalizations and prevention opportunities, actions that employers
31 and workers can take to make workplaces safer, and ways to avoid
32 severe injuries.

33 (4) (a) \$2,000,000 of the general fund—state appropriation for
34 fiscal year 2022 and \$2,000,000 of the general fund—state
35 appropriation for fiscal year 2023 are provided solely for grants to
36 promote workforce development in aerospace and aerospace related
37 supply chain industries by: Expanding the number of registered
38 apprenticeships, preapprenticeships, and aerospace-related programs;

1 and providing support for registered apprenticeships or programs in
2 aerospace and aerospace-related supply chain industries.

3 (b) Grants awarded under this section may be used for:

4 (i) Equipment upgrades or new equipment purchases for training
5 purposes;

6 (ii) New training space and lab locations to support capacity
7 needs and expansion of training to veterans and veteran spouses, and
8 underserved populations;

9 (iii) Curriculum development and instructor training for industry
10 experts;

11 (iv) Tuition assistance for degrees in engineering and high-
12 demand degrees that support the aerospace industry; and

13 (v) Funding to increase capacity and availability of child care
14 options for shift work schedules.

15 (c) An entity is eligible to receive a grant under this
16 subsection if it is a nonprofit, nongovernmental, or institution of
17 higher education that provides training opportunities, including
18 apprenticeships, preapprenticeships, preemployment training,
19 aerospace-related degree programs, or incumbent worker training to
20 prepare workers for the aerospace and aerospace-related supply chain
21 industries.

22 (d) The department may use up to 5 percent of these funds for
23 administration of these grants.

24 (5) \$3,632,000 of the accident account—state appropriation and
25 \$876,000 of the medical aid account—state appropriation are provided
26 solely for the creation of an agriculture compliance unit within the
27 division of occupational safety and health. The compliance unit will
28 perform compliance inspections and provide bilingual outreach to
29 agricultural workers and employers.

30 (6) \$2,849,000 of the construction registration inspection
31 account—state appropriation, \$152,000 of the accident account—state
32 appropriation, and \$31,000 of the medical aid account—state
33 appropriation are provided solely for the conveyance management
34 system replacement project and are subject to the conditions,
35 limitations, and review provided in section 701 of this act.

36 (7) (~~(\$4,380,000)~~) (a) \$4,044,000 of the medical aid account—state
37 appropriation is provided solely for the implementation of the
38 provider credentialing system project and is subject to the

1 conditions, limitations, and review provided in section 701 of this
2 act.

3 (b) \$336,000 of the medical aid account—state
4 appropriation is provided solely for the maintenance and operation of
5 the provider credentialing project.

6 (8) \$530,000 of the accident account—state appropriation and
7 \$94,000 of the medical aid account—state appropriation are provided
8 solely for the department to conduct infectious disease rule making
9 to ensure the state has general guidelines to follow in the case of
10 an infectious disease outbreak and to provide education and outreach.

11 (9) \$334,000 of the accident account—state appropriation and
12 \$60,000 of the medical aid account—state appropriation are provided
13 for the maintenance and operating costs of the isolated worker
14 protection information technology project.

15 (10) \$125,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$125,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for the department to analyze
18 patients who are maintained on chronic opioids. The department must
19 submit a report of its findings to the governor and the appropriate
20 committees of the legislature no later than October 1, 2023. The
21 report shall include analysis of patient data, describing the
22 characteristics of patients who are maintained on chronic opioids and
23 their clinical needs, and a preliminary evaluation of potential
24 interventions to improve care and reduce harms in this population.

25 (11) \$100,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$50,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for a grant to an organization
28 in Pierce county experienced in providing peer-to-peer training, in
29 order to develop and implement a program aimed at reducing workplace
30 sexual harassment in the agricultural sector, with the following
31 deliverables:

32 (a) Peer-to-peer training and evaluation of sexual harassment
33 training curriculum; and

34 (b) The building of a statewide network of peer trainers as
35 farmworker leaders whose primary purpose is to prevent workplace
36 sexual harassment and assault through leadership, education, and
37 other tools.

38 (12) \$150,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$100,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for a work group to investigate
2 how to make Washington's industrial insurance system easier to access
3 for employers and hiring entities to provide industrial insurance
4 coverage for domestic workers.

5 (a) Domestic workers include, but are not limited to:
6 Housecleaners, nannies, gardeners, and day laborers, including but
7 not limited to those who may perform maintenance or repair work in or
8 about the private home of the employer or hiring entity.

9 (b) The work group shall make recommendations to the governor and
10 appropriate legislative committees on legislative, regulatory, or
11 other changes that would make the industrial insurance system easier
12 for day laborers and their employers to access. This work group will
13 also explore the possible role of intermediary nonprofit
14 organizations that assist and refer domestic workers and day
15 laborers.

16 (c) The work group shall be comprised of the following
17 representatives, to be appointed by the governor by July 1, 2021:

18 (i) Two representatives who are directly impacted domestic
19 workers who work for private home employers or hiring entities;

20 (ii) Two representatives who are directly impacted day laborers
21 who work for private home employers or hiring entities;

22 (iii) Two representatives from unions, workers' centers, or
23 intermediary nonprofit organizations that assist and/or refer such
24 directly impacted workers;

25 (iv) Two employer or hiring entity representatives who directly
26 employ or hire single domestic workers in private homes;

27 (v) One employer or hiring entity representative who directly
28 employs or hires day laborers in a private home;

29 (vi) One representative from a nonprofit organization that
30 educates and organizes household employers; and

31 (vii) Representatives from the department, serving in an ex
32 officio capacity.

33 (d) The department shall convene the work group by August 1,
34 2021, and shall meet at least once every two months and may meet
35 remotely in order to accommodate the involvement of domestic worker
36 and day laborer representatives.

37 (e) The work group shall deliver its report and recommendations
38 to the governor and the appropriate committees of the legislature no
39 later than November 4, 2022.

1 (13) \$237,000 of the accident account—state appropriation and
2 \$184,000 of the medical aid account—state appropriation are provided
3 solely for costs associated with the implementation of Engrossed
4 Substitute Senate Bill No. 5115 (health emergency/labor). (~~If the~~
5 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
6 ~~subsection shall lapse.~~)

7 (14) (~~(\$825,000)~~)\$1,228,000 of the accident account—state
8 appropriation and (~~(\$620,000)~~)\$217,000 of the medical aid account—
9 state appropriation are provided solely for costs associated with the
10 implementation of Engrossed Substitute Senate Bill No. 5172
11 (agricultural overtime). (~~If the bill is not enacted by June 30,~~
12 ~~2021, the amounts provided in this subsection shall lapse.~~)

13 (15) \$760,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$1,393,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the implementation of Second
16 Substitute Senate Bill No. 5183 (nonfatal strangulation). (~~If the~~
17 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
18 ~~subsection shall lapse.~~)

19 (16) \$367,000 of the accident account—state appropriation and
20 \$366,000 of the medical aid account—state appropriation are provided
21 solely for the implementation of Engrossed Substitute Senate Bill No.
22 5190 (health care workers/benefits). (~~If the bill is not enacted by~~
23 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~)

24 (17) \$1,626,000 of the accident account—state appropriation and
25 \$288,000 of the medical aid account—state appropriation are provided
26 solely for the purpose of providing a temporary 7.5 percent increase
27 to the base rate of pay for the compliance field positions in the
28 following job classifications: Safety and health specialist 3, safety
29 and health specialist 4, industrial hygienist 3, and industrial
30 hygienist 4, who are responsible for inspections, investigations, and
31 enforcement related to the COVID-19 pandemic, not including
32 consultation staff within these classifications. The increase shall
33 be effective July 1, 2021, until June 30, 2023. Expenditure of the
34 amount provided for this purpose is contingent upon execution of an
35 appropriate memorandum of understanding between the governor or the
36 governor's designee and the exclusive bargaining representative,
37 consistent with the terms of this subsection.

38 (18) \$298,000 of the accident account—state appropriation and
39 \$53,000 of the medical aid account—state appropriation are provided

1 solely for the implementation of Engrossed Substitute House Bill No.
2 1097 (increasing worker protections). (~~If the bill is not enacted by~~
3 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~)

4 (19) \$1,360,000 of the accident account—state appropriation and
5 \$240,000 of the medical aid account—state appropriation are provided
6 solely for the department of labor and industries, in coordination
7 with the Washington state apprenticeship training council, to
8 establish behavioral health apprenticeship programs. The behavioral
9 health apprenticeship programs shall be administered by the
10 Washington state apprenticeship training council. The amounts
11 provided in this subsection must be used to compensate behavioral
12 health providers for the incurred operating costs associated with the
13 apprenticeship program, including apprentice compensation, staff
14 support and supervision of apprentices, development of on-the-job
15 training catalogs for apprentices, and provider incentives for
16 implementing a behavioral health apprenticeship program. In awarding
17 this funding, special preference must be given to small or rural
18 behavioral health providers and those that serve higher percentages
19 of individuals from black, indigenous, and people of color
20 communities.

21 (20) \$65,000 of the accident account—state appropriation and
22 \$66,000 of the medical aid account—state appropriation are provided
23 solely for the implementation of Substitute House Bill No. 1455
24 (social security/L&I & ESD). (~~If the bill is not enacted by June 30,~~
25 ~~2021, the amounts provided in this subsection shall lapse.~~)

26 (21) \$584,000 of the accident account—state
27 appropriation and \$584,000 of the medical aid account—state
28 appropriation are provided solely for costs associated with staff
29 overtime affiliated with the state emergency operations center. Prior
30 to utilizing these funds, the department of labor and industries must
31 collaborate with the military department to determine if any overtime
32 costs may be eligible for reimbursement from the federal emergency
33 management agency.

34 (22) \$961,000 of the accident account—state
35 appropriation and \$169,000 of the medical aid account—state
36 appropriation are provided solely for enhancements to the
37 apprenticeship registration and tracking computer system to align
38 data collection with federal regulations and to create functionality
39 that allows for web-based document uploading. This project is subject

1 to the conditions, limitations, and review provided in section 701 of
2 this act.

3 (23) \$350,000 of the accident account—state
4 appropriation and \$350,000 of the medical aid account—state
5 appropriation are provided solely for the completion of the licensing
6 and certification administrators IT project to meet the
7 implementation requirements of chapter 277, Laws of 2020 (SHB 2409).
8 This project is subject to the conditions, limitations, and review
9 provided in section 701 of this act.

10 (24) \$897,000 of the medical aid account—state
11 appropriation is provided solely to cover the overhead rent costs to
12 increase the number of labor and industry vocational specialists
13 embedded in WorkSource offices and to implement a comprehensive
14 quality-assurance team to ensure the continuous improvement of
15 vocational services for injured workers through the workers'
16 compensation program.

17 (25) \$821,000 of the public works administration
18 account—state appropriation is provided solely to expand capacity to
19 investigate and enforce prevailing-wage complaints.

20 (26) \$794,000 of the public works administration
21 account—state appropriation is provided solely for planning and
22 requirements gathering to make system improvements to the prevailing
23 wage program information technology system. Of the amount in this
24 subsection, \$300,000 is for two permanent information technology
25 developers to maintain the system. This project is subject to the
26 conditions, limitations, and review provided in section 701 of this
27 act.

28 (27) \$2,500,000 of the general fund—state
29 appropriation for fiscal year 2023 is provided solely to create and
30 administer a grant program intended to modernize the technology and
31 remote learning infrastructure within existing state registered
32 apprenticeship programs as provided in Engrossed Second Substitute
33 Senate Bill No. 5600 (apprenticeship programs). If the bill is not
34 enacted by June 30, 2022, the amount provided in this subsection
35 shall lapse. Grant applications must include a plan to sustain the
36 investment over time. Up to five percent of the total amount provided
37 in this subsection can be used to cover administrative expenses.

38 (28) \$4,000,000 of the general fund—state
39 appropriation for fiscal year 2023 is provided solely to create and

1 administer a grant program intended to upgrade apprenticeship program
2 equipment to better replicate conditions on the job during the
3 training of apprentices as provided in Engrossed Second Substitute
4 Senate Bill No. 5600 (apprenticeship programs). If the bill is not
5 enacted by June 30, 2022, the amount provided in this subsection
6 shall lapse. The grant program is limited to state registered
7 apprenticeship programs. Up to five percent of the total within this
8 subsection can be used to cover administrative expenses.

9 (29) \$2,000,000 of the general fund—state
10 appropriation for fiscal year 2023 is provided solely to create and
11 administer a grant program intended to provide wraparound support
12 services to mitigate barriers to beginning or participating in state
13 registered apprenticeship programs as provided in Engrossed Second
14 Substitute Senate Bill No. 5600 (apprenticeship programs). If the
15 bill is not enacted by June 30, 2022, the amount provided in this
16 subsection shall lapse. Up to five percent of the amount provided in
17 this subsection may be used to cover administrative expenses.

18 (30) \$12,000 of the general fund—state appropriation
19 for fiscal year 2023 is provided solely for vouchers to cover the
20 cost of driver's education courses for minors enrolled in a state
21 registered apprenticeship program as provided in Engrossed Second
22 Substitute Senate Bill No. 5600 (apprenticeship programs). If the
23 bill is not enacted by June 30, 2022, the amount provided in this
24 subsection shall lapse.

25 (31) \$205,000 of the general fund—state appropriation
26 for fiscal year 2023 is provided solely to start conducting a four-
27 year retention study of state registered apprentices as provided in
28 Engrossed Second Substitute Senate Bill No. 5600 (apprenticeship
29 programs). If the bill is not enacted by June 30, 2022, the amount
30 provided in this subsection shall lapse. The study shall include the
31 collection of data from all apprentices three months into their
32 apprenticeship to understand challenges and barriers they face
33 towards program participation. The aggregate data by trade must be
34 displayed on a publicly available dashboard. Study data must be
35 provided with apprenticeship coordinators to implement an early
36 response to connect apprentices with needed supports. The department
37 shall submit an annual report to the governor and appropriate
38 legislative committees beginning June 30, 2023.

1 (32) \$100,000 of the general fund—state appropriation
2 for fiscal year 2023 is provided solely for the department to explore
3 requirements needed to create a centralized technical support system
4 for new nontraditional apprenticeship programs to help applicants
5 navigate and start the process.

6 (33) \$207,000 of the general fund—state appropriation
7 for fiscal year 2023 is provided solely for implementation of
8 Substitute Senate Bill No. 5814 (child abuse/medical evaluation). If
9 the bill is not enacted by June 30, 2022, the amount provided in this
10 subsection shall lapse.

11 (34) \$191,000 of the general fund—state appropriation
12 for fiscal year 2023 is provided solely for implementation of
13 Engrossed Second Substitute Senate Bill No. 5600 (apprenticeship
14 programs). If the bill is not enacted by June 30, 2022, the amount
15 provided in this subsection shall lapse.

16 (35) \$454,000 of the general fund—state appropriation
17 for fiscal year 2023 is provided solely for implementation of
18 Engrossed Substitute Senate Bill No. 5714 (solar canopies tax
19 deferral). If the bill is not enacted by June 30, 2022, the amount
20 provided in this subsection shall lapse.

21 (36) \$412,000 of the accident account—state
22 appropriation and \$73,000 of the medical aid account—state
23 appropriation are provided solely to implement Engrossed Substitute
24 Senate Bill No. 5761 (wage and salary information). If the bill is
25 not enacted by June 30, 2022, the amounts provided in this subsection
26 shall lapse.

27 (37) \$500,000 of the general fund—state appropriation
28 for fiscal year 2023 is provided solely for a grant to a nonprofit
29 organization that will support development, outreach, and recruitment
30 to provide job readiness skills and apprenticeship training to public
31 school paraeducators to support college degree attainment to become
32 certified teachers. The grant recipient must be a nonprofit
33 organization serving classified public school employees statewide.

34 (38) \$1,000,000 of the general fund—state
35 appropriation for fiscal year 2023 is provided solely to create a
36 certified nursing assistant model joint labor-management
37 apprenticeship program to address the certified nursing assistant
38 staffing crisis in skilled nursing facilities by improving workforce
39 recruitment and retention, reducing barriers to entry, and restoring

1 the pipeline of entry level health care professionals into skilled
2 nursing facilities.

3 (39) \$2,500,000 of the general fund—state
4 appropriation for fiscal year 2023 is provided solely for the crime
5 victims' compensation program to pay for medical exams for suspected
6 victims of domestic violence. Neither the hospital, medical facility,
7 nor victim is to pay for the cost of the medical exam. This funding
8 must not supplant existing funding for sexual assault medical exams.
9 If the cost of medical exams exceeds the funding provided in this
10 subsection, the program shall not reduce the reimbursement rates for
11 medical providers seeking reimbursement for other claimants, and
12 instead the program shall return to paying for domestic violence
13 medical exams after insurance.

14 (40) \$454,000 of the general fund—state appropriation
15 for fiscal year 2023 is provided solely for implementation of Second
16 Substitute House Bill No. 1988 (clean tech. tax deferrals). If the
17 bill is not enacted by June 30, 2022, the amount provided in this
18 subsection shall lapse.

19 (41) \$6,000,000 of the driver resource center fund
20 nonappropriated account—state appropriation, \$313,000 of the accident
21 account—state appropriation, and \$57,000 of the medical aid account—
22 state appropriation are provided solely for implementation of
23 Engrossed Substitute House Bill No. 2076 (transp. network companies).
24 If the bill is not enacted by June 30, 2022, the amounts provided in
25 this subsection shall lapse.

26 **Sec.**

221

27 2021 c 334 s 221 (uncodified) is amended to read as follows:

28 **FOR THE DEPARTMENT OF VETERANS AFFAIRS**

29 (1) The appropriations in this section are subject to the
30 following conditions and limitations:

31 (a) The department of veterans affairs shall not initiate any
32 services that will require expenditure of state general fund moneys
33 unless expressly authorized in this act or other law. The department
34 may seek, receive, and spend, under RCW 43.79.260 through 43.79.282,
35 federal moneys that are unrelated to the coronavirus response and not
36 anticipated in this act as long as the federal funding does not
37 require expenditure of state moneys for the program in excess of
38 amounts anticipated in this act. If the department receives

1 unanticipated unrestricted federal moneys that are unrelated to the
 2 coronavirus response, those moneys must be spent for services
 3 authorized in this act or in any other legislation that provides
 4 appropriation authority, and an equal amount of appropriated state
 5 moneys shall lapse. Upon the lapsing of any moneys under this
 6 subsection, the office of financial management shall notify the
 7 legislative fiscal committees. As used in this subsection,
 8 "unrestricted federal moneys" includes block grants and other funds
 9 that federal law does not require to be spent on specifically defined
 10 projects or matched on a formula basis by state funds.

11 (b) Each year, there is fluctuation in the revenue collected to
 12 support the operation of the state veteran homes. When the department
 13 has foreknowledge that revenue will decrease, such as from a loss of
 14 census or from the elimination of a program, the legislature expects
 15 the department to make reasonable efforts to reduce expenditures in a
 16 commensurate manner and to demonstrate that it has made such efforts.
 17 In response to any request by the department for general fund—state
 18 appropriation to backfill a loss of revenue, the legislature shall
 19 consider the department's efforts in reducing its expenditures in
 20 light of known or anticipated decreases to revenues.

21 (2) HEADQUARTERS

22	General Fund—State Appropriation (FY 2022)	
23	((\$3,966,000))	
24		<u>\$4,094,000</u>
25	General Fund—State Appropriation (FY 2023)	
26	((\$3,791,000))	
27		<u>\$4,199,000</u>
28	Charitable, Educational, Penal, and Reformatory	
29	Institutions Account—State Appropriation.	\$10,000
30	TOTAL APPROPRIATION.	((\$7,767,000))
31		<u>\$8,303,000</u>

32 (3) FIELD SERVICES

33	General Fund—State Appropriation (FY 2022)	
34	((\$8,121,000))	
35		<u>\$8,200,000</u>
36	General Fund—State Appropriation (FY 2023)	
37	((\$7,878,000))	
38		<u>\$9,313,000</u>
39	General Fund—Federal Appropriation. . .	((\$4,412,000))

1		<u>\$9,116,000</u>
2	General Fund—Private/Local Appropriation	((\$4,959,000))
3		<u>\$6,730,000</u>
4	Veteran Estate Management Account—Private/Local	
5	Appropriation.	\$717,000
6	TOTAL APPROPRIATION.	((\$26,087,000))
7		<u>\$34,076,000</u>

8 The appropriations in this subsection are subject to the
9 following conditions and limitations:

10 (a) \$449,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$449,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for supporting the statewide
13 plan to reduce suicide among service members, veterans, and their
14 families. No later than December 1, 2022, the department must submit
15 to the appropriate fiscal committees of the legislature a report that
16 describes how the funding provided in this subsection was spent,
17 including the numbers of individuals served and the types of services
18 provided.

19 (b) \$233,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$233,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for the traumatic brain injury
22 program to reduce homelessness, domestic violence, and intimate
23 partner violence impacts to the behavioral health system and justice
24 system. No later than December 1, 2022, the department must submit to
25 the appropriate fiscal committees of the legislature a report that
26 describes how the funding provided in this subsection was spent,
27 including the numbers of individuals served and the types of services
28 provided.

29 (c) \$300,000 of the general fund—state appropriation for fiscal
30 year 2022 and ~~((~~\$300,000~~))~~ \$600,000 of the general fund—state
31 appropriation for fiscal year 2023 are provided solely for two
32 veterans service officers, one located in eastern Washington and one
33 located in western Washington, in fiscal year 2022 and for four
34 veterans service officers in fiscal year 2023. In fiscal year 2023,
35 two veterans service officers must be located in eastern Washington
36 and two veterans service officers must be located in western
37 Washington.

38 (d) \$677,000 of the general fund—state appropriation
39 for fiscal year 2023 is provided solely for implementation of

1 Engrossed Second Substitute House Bill No. 1181 (veterans & military
2 suicide). If the bill is not enacted by June 30, 2022, the amount
3 provided in this subsection shall lapse.

4 (e) \$57,000 of the general fund—state appropriation
5 for fiscal year 2022 and \$200,000 of the general fund—state
6 appropriation for fiscal year 2023 are provided solely for the
7 department to contract with an entity that provides accredited peer
8 support training for both veterans and community service members. The
9 funding provided in this subsection is in addition to the
10 department's existing appropriation for its in-house peer support
11 program. No later than June 30, 2023, the department must report to
12 the legislature regarding the number of peer supporters trained
13 pursuant to the contract under this subsection.

14	(4) ((INSTITUTIONAL SERVICES)) <u>STATE VETERANS HOMES PROGRAM</u>	
15	General Fund—State Appropriation (FY 2022)	
16	((\$10,991,000))	
17		<u>\$16,346,000</u>
18	General Fund—State Appropriation (FY 2023)	
19	((\$12,510,000))	
20		<u>\$23,581,000</u>
21	General Fund—Federal Appropriation. .	((\$108,522,000))
22		<u>\$110,588,000</u>
23	General Fund—Private/Local Appropriation	
24	((\$21,794,000))	
25		<u>\$18,635,000</u>
26	TOTAL APPROPRIATION.	((\$153,817,000))
27		<u>\$169,150,000</u>

28 The appropriations in this subsection are subject to the
29 following conditions and limitations:

30 (a) If the department receives additional unanticipated federal
31 resources that are unrelated to the coronavirus response at any point
32 during the remainder of the 2021-2023 fiscal biennium, an equal
33 amount of general fund—state must be placed in unallotted status so
34 as not to exceed the total appropriation level specified in this
35 subsection. The department may submit as part of the policy level
36 budget submittal documentation required by RCW 43.88.030 a request to
37 maintain the general fund—state resources that were unallotted as
38 required by this subsection.

1 (b) \$234,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$222,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely to implement Substitute House
4 Bill No. 1218 (long-term care residents). ((If the bill is not
5 enacted by June 30, 2021, the amounts provided in this subsection
6 shall lapse.))

7 (5) CEMETERY SERVICES

8	General Fund—State Appropriation (FY 2022)	\$85,000
9	General Fund—State Appropriation (FY 2023)	(\$101,000)
10		<u>\$124,000</u>
11	General Fund—Federal Appropriation	\$710,000
12	TOTAL APPROPRIATION	(\$896,000)
13		<u>\$919,000</u>

14 **Sec. 222** .
15 2021 c 334 s 222 (uncodified) is amended to read as follows:

16 **FOR THE DEPARTMENT OF HEALTH**

17	General Fund—State Appropriation (FY 2022)	
18	(\$99,870,000)	
19		<u>\$112,474,000</u>
20	General Fund—State Appropriation (FY 2023)	
21	(\$96,638,000)	
22		<u>\$133,094,000</u>
23	General Fund—Federal Appropriation	(\$569,921,000)
24		<u>\$577,500,000</u>
25	General Fund—Private/Local Appropriation	
26	(\$234,627,000)	
27		<u>\$248,316,000</u>
28	Hospital Data Collection Account—State Appropriation	
29	(\$428,000)	
30		<u>\$472,000</u>
31	Health Professions Account—State Appropriation	
32	(\$146,975,000)	
33		<u>\$157,658,000</u>
34	Aquatic Lands Enhancement Account—State	
35	Appropriation	(\$633,000)
36		<u>\$637,000</u>
37	Emergency Medical Services and Trauma Care Systems	
38	Trust Account—State Appropriation	(\$10,053,000)

1		<u>\$10,105,000</u>
2	Safe Drinking Water Account—State Appropriation	
3	((\$5,976,000))	
4		<u>\$7,237,000</u>
5	Drinking Water Assistance Account—Federal	
6	Appropriation.	((\$16,759,000))
7		<u>\$20,908,000</u>
8	Waterworks Operator Certification Account—State	
9	Appropriation.	((\$1,978,000))
10		<u>\$2,006,000</u>
11	Drinking Water Assistance Administrative Account—	
12	State Appropriation.	((\$1,604,000))
13		<u>\$1,634,000</u>
14	Site Closure Account—State Appropriation.	((\$180,000))
15		<u>\$186,000</u>
16	Biotoxin Account—State Appropriation. .	((\$1,675,000))
17		<u>\$1,727,000</u>
18	Model Toxics Control Operating Account—State	
19	Appropriation.	((\$7,555,000))
20		<u>\$7,750,000</u>
21	Medical Test Site Licensure Account—State	
22	Appropriation.	((\$3,187,000))
23		<u>\$3,275,000</u>
24	Secure Drug Take-Back Program Account—State	
25	Appropriation.	((\$299,000))
26		<u>\$1,435,000</u>
27	Youth Tobacco and Vapor Products Prevention Account—	
28	State Appropriation.	((\$3,222,000))
29		<u>\$3,242,000</u>
30	Dedicated Marijuana Account—State Appropriation	
31	(FY 2022).	((\$10,538,000))
32		<u>\$10,584,000</u>
33	Dedicated Marijuana Account—State Appropriation	
34	(FY 2023).	((\$10,562,000))
35		<u>\$11,800,000</u>
36	Public Health Supplemental Account—Private/Local	
37	Appropriation.	((\$3,619,000))
38		<u>\$3,702,000</u>
39	Accident Account—State Appropriation. . .	((\$348,000))

1		<u>\$368,000</u>
2	Medical Aid Account—State Appropriation. .	((\$53,000))
3		<u>\$57,000</u>
4	<u>Statewide 988 Behavioral Health Crisis Response Line</u>	
5	<u>Account</u>	=
6	<u>Appropriation</u>	<u>State</u>
7	<u>Coronavirus State Fiscal Recovery Fund</u>	
8	=	
9	<u>Federal</u>	
10	<u>Appropriation</u>	
10	<u>\$144,364,000</u>	
11	TOTAL APPROPRIATION. . . .	((\$1,226,700,000))
12		<u>\$1,470,811,000</u>

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

15 (1) The department of health shall not initiate any services that
16 will require expenditure of state general fund moneys unless
17 expressly authorized in this act or other law. The department of
18 health and the state board of health shall not implement any new or
19 amended rules pertaining to primary and secondary school facilities
20 until the rules and a final cost estimate have been presented to the
21 legislature, and the legislature has formally funded implementation
22 of the rules through the omnibus appropriations act or by statute.
23 The department may seek, receive, and spend, under RCW 43.79.260
24 through 43.79.282, federal moneys not anticipated in this act as long
25 as the federal funding does not require expenditure of state moneys
26 for the program in excess of amounts anticipated in this act. If the
27 department receives unanticipated unrestricted federal moneys, those
28 moneys shall be spent for services authorized in this act or in any
29 other legislation that provides appropriation authority, and an equal
30 amount of appropriated state moneys shall lapse. Upon the lapsing of
31 any moneys under this subsection, the office of financial management
32 shall notify the legislative fiscal committees. As used in this
33 subsection, "unrestricted federal moneys" includes block grants and
34 other funds that federal law does not require to be spent on
35 specifically defined projects or matched on a formula basis by state
36 funds.

37 (2) During the 2021-2023 fiscal biennium, each person subject to
38 RCW 43.70.110(3)(c) is required to pay only one surcharge of up to

1 twenty-five dollars annually for the purposes of RCW 43.70.112,
2 regardless of how many professional licenses the person holds.

3 (3) In accordance with RCW 43.70.110 and 71.24.037, the
4 department is authorized to adopt license and certification fees in
5 fiscal years 2022 and 2023 to support the costs of the regulatory
6 program. The department's fee schedule shall have differential rates
7 for providers with proof of accreditation from organizations that the
8 department has determined to have substantially equivalent standards
9 to those of the department, including but not limited to the joint
10 commission on accreditation of health care organizations, the
11 commission on accreditation of rehabilitation facilities, and the
12 council on accreditation. To reflect the reduced costs associated
13 with regulation of accredited programs, the department's fees for
14 organizations with such proof of accreditation must reflect the lower
15 costs of licensing for these programs than for other organizations
16 which are not accredited.

17 (4) Within the amounts appropriated in this section, and in
18 accordance with RCW 70.41.100, the department shall set fees to
19 include the full costs of the performance of inspections pursuant to
20 RCW 70.41.080.

21 (5) In accordance with RCW 43.70.110 and 71.24.037, the
22 department is authorized to adopt fees for the review and approval of
23 mental health and substance use disorder treatment programs in fiscal
24 years 2022 and 2023 as necessary to support the costs of the
25 regulatory program. The department's fee schedule must have
26 differential rates for providers with proof of accreditation from
27 organizations that the department has determined to have
28 substantially equivalent standards to those of the department,
29 including but not limited to the joint commission on accreditation of
30 health care organizations, the commission on accreditation of
31 rehabilitation facilities, and the council on accreditation. To
32 reflect the reduced costs associated with regulation of accredited
33 programs, the department's fees for organizations with such proof of
34 accreditation must reflect the lower cost of licensing for these
35 programs than for other organizations which are not accredited.

36 (6) The health care authority, the health benefit exchange, the
37 department of social and health services, the department of health,
38 and the department of children, youth, and families shall work
39 together within existing resources to establish the health and human
40 services enterprise coalition (the coalition). The coalition, led by

1 the health care authority, must be a multi-organization collaborative
2 that provides strategic direction and federal funding guidance for
3 projects that have cross-organizational or enterprise impact,
4 including information technology projects that affect organizations
5 within the coalition. The office of the chief information officer
6 shall maintain a statewide perspective when collaborating with the
7 coalition to ensure that projects are planned for in a manner that
8 ensures the efficient use of state resources, supports the adoption
9 of a cohesive technology and data architecture, and maximizes federal
10 financial participation. The work of the coalition and any project
11 identified as a coalition project is subject to the conditions,
12 limitations, and review provided in section 701 of this act.

13 (7) \$150,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$150,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the midwifery licensure and
16 regulatory program to supplement revenue from fees. The department
17 shall charge no more than five hundred twenty-five dollars annually
18 for new or renewed licenses for the midwifery program.

19 (8) Within the amounts appropriated in this section, and in
20 accordance with RCW 43.70.110 and 71.12.470, the department shall set
21 fees to include the full costs of the performance of inspections
22 pursuant to RCW 71.12.485.

23 (9) \$26,855,000 of the general fund—local appropriation is
24 provided solely for the department to provide core medical services,
25 case management, and support services for individuals living with
26 human immunodeficiency virus.

27 (10) \$17,000 of the health professions account—state
28 appropriation is provided solely for the implementation of Senate
29 Bill No. 5018 (acupuncture and eastern med.) ~~((If the bill is not
30 enacted by June 30, 2021, the amount provided in this subsection
31 shall lapse.))~~

32 (11) \$703,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$703,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for the implementation of
35 Engrossed Second Substitute Senate Bill No. 5052 (health equity
36 zones). ~~((If the bill is not enacted by June 30, 2021, the amounts
37 provided in this subsection shall lapse.))~~

38 (12) ~~(\$73,000 of the general fund—state appropriation for fiscal
39 year 2022 is provided solely for the implementation of Second~~

1 ~~Substitute Senate Bill No. 5062 (data). If the bill is not enacted by~~
2 ~~June 30, 2021, the amount provided in this subsection shall lapse.~~

3 ~~(13))~~ \$79,000 of the general fund—state appropriation
4 for fiscal year 2022 and \$76,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for the
6 implementation of Engrossed Substitute Senate Bill No. 5119
7 (individuals in custody). ~~((If the bill is not enacted by June 30,~~
8 ~~2021, the amounts provided in this subsection shall lapse.~~

9 ~~(14) \$1,333,000))~~ (13) \$873,000 of the
10 general fund—state appropriation for fiscal year 2022 and
11 ~~(((\$1,117,000))~~ \$1,577,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for the implementation of
13 Engrossed Second Substitute Senate Bill No. 5141 (env. justice task
14 force recs). ~~((If the bill is not enacted by June 30, 2021, the~~
15 ~~amounts provided in this subsection shall lapse.~~

16 ~~(15))~~ (14) \$13,000 of the general fund—
17 state appropriation for fiscal year 2022 and \$13,000 of the general
18 fund—state appropriation for fiscal year 2023 are provided solely for
19 the implementation of Second Substitute Senate Bill No. 5195 (opioid
20 overdose medication). ~~((If the bill is not enacted by June 30, 2021,~~
21 ~~the amounts provided in this subsection shall lapse.~~

22 ~~(16) \$74,000 of the general fund state appropriation~~
23 ~~for fiscal year 2022 and \$74,000 of the general fund federal~~
24 ~~appropriation are))~~ (15) \$187,000 of the health professions
25 account—state appropriation is provided solely for the implementation
26 of Engrossed Substitute Senate Bill No. 5229 (health equity
27 continuing ed.). ~~((If the bill is not enacted by June 30, 2021, the~~
28 ~~amounts provided in this subsection shall lapse.~~

29 ~~(17))~~ (16) \$50,000 of the general fund—
30 state appropriation for fiscal year 2022 is provided solely for a
31 grant to the Pierce county center for dispute resolution to convene a
32 task force, staffed by the Pierce county center for dispute
33 resolution, to review and make recommendations on bringing the
34 current practice of dental therapy on tribal lands to a statewide
35 scale, and on the practice, supervision, and practice settings needed
36 to maximize the effectiveness of dental therapy. The Pierce county
37 center for dispute resolution must submit a report to the legislature
38 by December 1, 2021.

39 (a) Members of the task force must include:

1 (i) Three representatives from different organizations that
2 represent individuals or underserved communities, including but not
3 limited to children, seniors, African Americans, Latino Americans,
4 Native Americans, Pacific Islander Americans, and low income and
5 rural communities;

6 (ii) One member of the dental quality assurance commission;

7 (iii) One representative from the University of Washington school
8 of dentistry;

9 (iv) One member from the Washington state dental association;

10 (v) One member from the Washington state dental hygienists'
11 association;

12 (vi) One dental therapist;

13 (vii) One dentist who has or is currently supervising a dental
14 therapist or therapists;

15 (viii) One representative from a dental only integrated delivery
16 system;

17 (ix) One representative from an urban Indian health clinic;

18 (x) One representative from a federally qualified health center
19 or the Washington association for community health;

20 (xi) One representative from a dental therapy education program;

21 (xii) One representative from a Washington tribe that currently
22 employs dental therapists; and

23 (xiii) One representative from a labor union representing care
24 providers that has experience providing dental coverage and promoting
25 dental care among their members.

26 (b) In addition, members of the task force may include members
27 from the legislature as follows:

28 (i) The president of the senate may appoint one member from each
29 of the two largest caucuses of the senate; and

30 (ii) The speaker of the house of representatives may appoint one
31 member from each of the two largest caucuses of the house of
32 representatives.

33 ~~((18))~~ (17) \$492,000 of the general fund—
34 state appropriation for fiscal year 2022 and \$492,000 of the general
35 fund—state appropriation for fiscal year 2023 are provided solely for
36 the department to coordinate with local health jurisdictions to
37 establish and maintain comprehensive group B programs to ensure safe
38 drinking water. These funds shall be used to support the costs of the
39 development and adoption of rules, policies, and procedures, and for
40 technical assistance, training, and other program-related costs.

1 (~~(19)~~) (18) \$96,000 of the general fund—
2 state appropriation for fiscal year 2022 and \$92,000 of the general
3 fund—state appropriation for fiscal year 2023 are provided solely for
4 community outreach to prepare culturally and linguistically
5 appropriate hepatitis B information in a digital format to be
6 distributed to ethnic and cultural leaders and organizations to share
7 with foreign-born and limited or non-English speaking community
8 networks.

9 (~~(20)~~) (19) \$750,000 of the general fund—
10 state appropriation for fiscal year 2022 and \$750,000 of the general
11 fund—state appropriation for fiscal year 2023 are provided solely to
12 continue the collaboration between the local public health
13 jurisdiction, related accountable communities of health, and health
14 care providers to reduce potentially preventable hospitalizations in
15 Pierce county. This collaboration will build from the first three
16 years of the project, planning to align care coordination efforts
17 across health care systems and support the related accountable
18 communities of health initiatives, including innovative,
19 collaborative models of care. Strategies to reduce costly
20 hospitalizations include the following: (a) Working with partners to
21 prevent chronic disease; (b) improving heart failure rates; (c)
22 incorporating community health workers as part of the health care
23 team and improving care coordination; (d) supporting the COVID-19
24 response with improved access to immunizations; and (e) the use of
25 community health workers to provide necessary resources to prevent
26 hospitalization of people who are in isolation and quarantine. By
27 December 15, 2022, the members of the collaboration shall report to
28 the legislature regarding the effectiveness of each of the strategies
29 identified in this subsection. In addition, the report shall describe
30 the most significant challenges and make further recommendations for
31 reducing costly hospitalizations.

32 (~~(21)~~) (20) (a) (~~(\$200,000)~~) \$65,000 of the
33 general fund—state appropriation for fiscal year 2022 (~~(is)~~) and
34 \$135,000 of the general fund—state appropriation for fiscal year 2023
35 are provided solely for a task force, chaired by the secretary of the
36 department, implemented by August 1, 2021, to assist with the
37 development of a "parks Rx" health and wellness pilot program that
38 can be implemented in the Puget Sound, eastern Washington, and
39 southwest Washington regions of Washington state.

1 (b) Members of the task force must include:
2 (i) The secretary of health, or the secretary's designee;
3 (ii) The following members to be appointed by the secretary of
4 health:
5 (A) Two representatives of local parks and recreation agencies,
6 from recommendations by the Washington recreation and park
7 association;
8 (B) Two representatives of health care providers and community
9 health workers, from recommendations by the association of Washington
10 healthcare plans from recommendations by the department community
11 health worker training program;
12 (C) Two representatives from drug-free health care professions,
13 one representing the interests of state associations representing
14 chiropractors and one representing the interests of physical
15 therapists and athletic trainers from recommendations by their
16 respective state associations;
17 (D) Two representatives from hospital and health systems, from
18 recommendations by the Washington state hospital association;
19 (E) Two representatives of local public health agencies, from
20 recommendations by the Washington state association of local public
21 health officials; and
22 (F) Two representatives representing health carriers, from
23 recommendations from the association of Washington healthcare plans;
24 and
25 (iii) A representative from the Washington state parks, as
26 designated by the Washington state parks and recreation commission.
27 (c) The secretary of health or the secretary's designee must
28 chair the task force created in this subsection. Staff support for
29 the task force must be provided by the department of health.
30 (d) The task force shall establish an ad hoc advisory committee
31 in each of the three pilot regions for purposes of soliciting input
32 on the design and scope of the parks Rx program. Advisory committee
33 membership may not exceed 16 persons and must include diverse
34 representation from the pilot regions, including those experiencing
35 significant health disparities.
36 (e) The task force must meet at least once bimonthly through June
37 2022.
38 (f) The duties of the task force are to advise the department of
39 health on issues including but not limited to developing:

1 (i) A process to establish the pilot program described in this
2 subsection around the state with a focused emphasis on diverse
3 communities and where systematic inequities and discrimination have
4 negatively affected health outcomes;

5 (ii) Model agreements that would enable insurers to offer
6 incentives to public, nonprofit, and private employers to create
7 wellness programs that offer employees a discount on health insurance
8 in exchange for a certain usage level of outdoor parks and trails for
9 recreation and physical activity; and

10 (iii) Recommendations on ways in which a public-private
11 partnership approach may be utilized to fund the implementation of
12 the pilot program described in this subsection.

13 (g) The members of the task force are encouraged to consider
14 grant funding and outside funding options that can be used toward the
15 pilot program.

16 (h) The department of health must report findings and
17 recommendations of the task force to the governor and relevant
18 committees of the legislature in compliance with RCW 43.01.036 by
19 September 1, 2022.

20 ~~((+22))~~ (21) \$50,000 of the general fund—
21 state appropriation for fiscal year 2022 and \$50,000 of the general
22 fund—state appropriation for fiscal year 2023 are provided solely for
23 a work group to make recommendations concerning funding and policy
24 initiatives to address the spread of sexually transmitted infections
25 in Washington.

26 (a) The work group membership must include, but is not limited
27 to, the following members appointed by the governor:

28 (i) A representative from the department of health office of
29 infectious disease;

30 (ii) A representative from the pharmacy quality assurance
31 commission;

32 (iii) A representative from the Washington medical commission;

33 (iv) A representative from an organization representing health
34 care providers;

35 (v) A representative from a local health jurisdiction located
36 east of the crest of the Cascade mountains;

37 (vi) A representative from a local health jurisdiction located
38 west of the crest of the Cascade mountains;

39 (vii) At least one representative from an organization working to
40 address health care access barriers for LGBTQ populations;

1 (viii) At least one representative from an organization working
2 to address health care access barriers for communities of color; and

3 (ix) At least one representative from an organization working to
4 address health care access barriers for justice involved individuals.

5 (b) Staff support for the work group shall be provided by the
6 department of health.

7 (c) The work group shall submit a report to the legislature by
8 December 1, 2022, that includes recommendations to: (i) Eradicate
9 congenital syphilis and hepatitis B by 2030; (ii) control the spread
10 of gonorrhea, syphilis, and chlamydia; (iii) end the need for
11 confirmatory syphilis testing by the public health laboratory; and
12 (d) expand access to PrEP and PEP.

13 (d) Recommendations provided by the work group must be
14 prioritized based on need and available funding.

15 ~~((23))~~ (22) \$236,000 of the general fund—
16 state appropriation for fiscal year 2022 and \$236,000 of the general
17 fund—state appropriation for fiscal year 2023 are provided solely to
18 implement Engrossed Second Substitute House Bill No. 1152
19 (comprehensive public health districts). ~~((If the bill is not enacted
20 by June 30, 2021, the amounts provided in this subsection shall
21 lapse.~~

22 ~~(24))~~ (23) \$332,000 of the general fund—
23 state appropriation for fiscal year 2022 and \$1,885,000 of the
24 general fund—state appropriation for fiscal year 2023 are provided
25 solely for the department to establish and operate regional shared
26 service centers, regional health officers, and regional coordinators,
27 as follows:

28 (a) The role and duties of the regional shared service centers
29 shall be determined by the department and may include the
30 coordination and facilitation of shared delivery of services under
31 the foundational public health services, the implementation of
32 Engrossed Second Substitute Senate Bill No. 5052 (health equity
33 zones), and the development of relationships with other regional
34 bodies, such as accountable communities of health.

35 (b) Regional health officers and regional coordinators must be
36 employees of the department. The department may seek to colocate
37 these employees with local health jurisdictions or other government
38 agencies.

1 (c) The regional health officers shall be deputies of the state
2 health officer. Regional health officers may: (i) Work in partnership
3 with local health jurisdictions, the department, the state board of
4 health, and federally recognized Indian tribes to provide
5 coordination across counties; (ii) provide support to local health
6 officers and serve as an alternative for local health officers during
7 vacations and other absences, emergencies, and vacancies; and (iii)
8 provide mentorship and training to new local health officers.

9 (d) A regional health officer must meet the same qualifications
10 as local health officers provided in RCW 70.05.050.

11 ~~((25))~~ (24) \$34,000 of the general fund—
12 state appropriation for fiscal year 2022 and \$58,000 of the general
13 fund—local appropriation are provided solely for implementation of
14 Second Substitute House Bill No. 1148 (acute care hospitals). ~~((If~~
15 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
16 ~~this subsection shall lapse.~~

17 ~~(26))~~ (25) \$832,000 of the general fund—
18 local appropriation and \$554,000 of the health professions account—
19 state appropriation are provided solely for implementation of
20 Engrossed Second Substitute House Bill No. 1086 (behavioral health
21 consumers). ~~((If the bill is not enacted by June 30, 2021, the~~
22 ~~amounts provided in this subsection shall lapse.~~

23 ~~(27))~~ (26) \$21,000 of the health
24 professions account—state appropriation is provided solely for
25 implementation of House Bill No. 1063 (behav. health credentials).
26 ~~((If the bill is not enacted by June 30, 2021, the amount provided in~~
27 ~~this subsection shall lapse.~~

28 ~~(28))~~ (27) \$374,000 of the general fund—
29 state appropriation for fiscal year 2022 and \$362,000 of the general
30 fund—state appropriation for fiscal year 2023 are provided solely for
31 implementation of Engrossed Substitute House Bill No. 1443 (cannabis
32 industry/equity). ~~((If the bill is not enacted by June 30, 2021, the~~
33 ~~amount provided in this subsection shall lapse.~~

34 ~~(29))~~ (28) \$97,000 of the general fund—
35 local appropriation is provided solely for implementation of House
36 Bill No. 1031 (birth cert., stillbirth). ~~((If the bill is not enacted~~
37 ~~by June 30, 2021, the amount provided in this subsection shall lapse.~~

38 ~~(30)~~ \$200,000 of the general fund
39 _____ state appropriation for fiscal year 2022 and

1 ~~\$98,000 of the general fund~~ _____
2 ~~state appropriation for fiscal year 2023 are provided solely for~~
3 ~~implementation of Second Substitute House Bill No. 1127 (COVID-19~~
4 ~~health data privacy). If the bill is not enacted by June 30, 2021,~~
5 ~~the amounts provided in this subsection shall lapse.~~

6 ~~(31))~~ (29) \$17,000 of the health
7 professions account—state appropriation is provided solely for
8 implementation of Substitute House Bill No. 1007 (supervised exp./
9 distance). ~~((If the bill is not enacted by June 30, 2021, the amount~~
10 ~~provided in this subsection shall lapse.~~

11 ~~(32) \$596,000))~~ (30) \$1,188,000 of the
12 general fund—state appropriation for fiscal year 2022, ~~((58,000))~~
13 \$2,488,000 of the general fund—state appropriation for fiscal year
14 2023, and \$64,000 of the hospital data collection account—state
15 appropriation are provided solely for implementation of Engrossed
16 Second Substitute House Bill No. 1272 (health system transparency).
17 ~~((If the bill is not enacted by June 30, 2021, the amounts provided~~
18 ~~in this subsection shall lapse.))~~Of the amounts provided in this
19 subsection, \$2,000,000 of general fund—state appropriation is for
20 assistance to 37 rural hospitals that are required to comply with the
21 provisions under the bill.

22 ~~((33))~~ (31) \$71,000 of the health
23 professions account—state appropriation is provided solely for
24 implementation of Substitute House Bill No. 1129 (international
25 medical grads). ~~((If the bill is not enacted by June 30, 2021, the~~
26 ~~amount provided in this subsection shall lapse.~~

27 ~~(34))~~ (32) \$2,809,000 of the model toxics
28 control operating account—state appropriation is provided solely for
29 implementation of Engrossed Second Substitute House Bill No. 1139
30 (lead in drinking water). ~~((If the bill is not enacted by June 30,~~
31 ~~2021, the amounts provided in this subsection shall lapse.~~

32 ~~(35))~~ (33) \$17,000 of the general fund—
33 state appropriation for fiscal year 2022 is provided solely for
34 implementation of Substitute House Bill No. 1383 (respiratory care).
35 ~~((If the bill is not enacted by June 30, 2021, the amount provided in~~
36 ~~this subsection shall lapse.~~

37 ~~(36))~~ (34) \$92,000 of the general fund—
38 state appropriation for fiscal year 2022 is provided solely for
39 implementation of Engrossed Substitute House Bill No. 1184 (risk-

1 based water standards). (~~If the bill is not enacted by June 30,~~
2 ~~2021, the amount provided in this subsection shall lapse.~~
3 ~~(37))~~ (35) \$516,000 of the general fund—
4 state appropriation for fiscal year 2022 and \$1,873,000 of the
5 general fund—state appropriation for fiscal year 2023 are provided
6 solely for implementation of Substitute House Bill No. 1225 (school-
7 based health centers). (~~If the bill is not enacted by June 30, 2021,~~
8 ~~the amounts provided in this subsection shall lapse.~~
9 ~~(38))~~ (36) \$301,000 of the secure drug
10 take-back program account—state appropriation is provided solely for
11 implementation of Second Substitute House Bill No. 1161 (drug take-
12 back programs). (~~If the bill is not enacted by June 30, 2021, the~~
13 ~~amount provided in this subsection shall lapse.~~
14 ~~(39))~~ (37) \$22,000 of the general fund—
15 state appropriation for fiscal year 2022 and \$78,000 of the general
16 fund—state appropriation for fiscal year 2023 are provided solely for
17 implementation of Engrossed House Bill No. 1311 (SUD apprenticeships/
18 certs). (~~If the bill is not enacted by June 30, 2021, the amounts~~
19 ~~provided in this subsection shall lapse.~~
20 ~~(40))~~ (38) \$17,000 of the general fund—
21 state appropriation for fiscal year 2022 is provided solely for
22 implementation of House Bill No. 1378 (medical assistants). (~~If the~~
23 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
24 ~~subsection shall lapse.~~
25 ~~(41))~~ (39) Within amounts appropriated in
26 this section from the health professions account, the Washington
27 nursing commission shall contract with the state auditor's office to
28 conduct a performance audit, specifically addressing the length of
29 time required to license individuals who come from other states. The
30 audit should address the obstacles contributing to any delay and make
31 recommendations for improvement.
32 ~~((42))~~ (40) Within amounts appropriated in
33 this section from the health professions account, the Washington
34 medical commission shall contract with the state auditor's office to
35 conduct a performance audit, which must address the length of time
36 required to license individuals and comparatively analyze
37 disciplinary processes with those of other states. The audit should
38 address the obstacles contributing to inefficiencies and make
39 recommendations for improvement.

1 (~~(43)~~) (41) Within amounts appropriated in
2 this section, the Washington nursing commission must hire sufficient
3 staff to process applications for nursing licenses so that the time
4 required for processing does not exceed seven days.

5 (~~(44)~~) (42) \$600,000 of the general fund—
6 state appropriation for fiscal year 2022 and \$600,000 of the general
7 fund—state appropriation for fiscal year 2023 are provided solely for
8 the department to contract with a community-based nonprofit
9 organization located in Yakima Valley to develop a Spanish language
10 public radio media campaign aimed at providing education on the
11 COVID-19 pandemic through an outreach program. The goal of the radio
12 media campaign is to reach residents considered "essential workers,"
13 including but not limited to farmworkers, and provide information on
14 best practices for limiting exposure, preventing transmission, and
15 seeking treatment for COVID-19. The nonprofit organization must
16 coordinate with medical professionals and other stakeholders on the
17 content of the radio media campaign. The department, in coordination
18 with the nonprofit, must provide a preliminary report to the
19 legislature no later than December 31, 2021. A final report to the
20 legislature must be submitted no later than June 30, 2023. Both
21 reports must include: (a) A description of the outreach program and
22 its implementation; (b) the number of individuals reached through the
23 outreach program; and (c) any relevant demographic data regarding
24 those individuals.

25 (~~(45)~~) (43) \$500,000 of the general fund—
26 state appropriation for fiscal year 2022 and (~~(\$500,000)~~)\$725,000 of
27 the general fund—state appropriation for fiscal year 2023 is provided
28 solely for the Washington poison center. This funding is provided in
29 addition to funding pursuant to RCW 69.50.540.

30 (~~(46)~~) (44) \$400,000 of the general fund—
31 state appropriation for fiscal year 2022 and \$400,000 of the general
32 fund—state appropriation for fiscal year 2023 are provided solely for
33 the department to contract with a community-based nonprofit
34 organization located in Yakima Valley to develop a Spanish-language
35 public radio media campaign aimed at preventing opioid use disorders
36 through education outreach programs. The goal of the radio media
37 campaign is reaching underserved populations, who may have limited
38 literacy and who may experience cultural and informational isolation,
39 to address prevention, education and treatment for opioid users or

1 those at risk for opioid use. The nonprofit organization must
2 coordinate with stakeholders who are engaged in promoting healthy and
3 educated choices about drug use and abuse to host four workshops and
4 two conferences that present the latest research and best practices.
5 The department, in coordination with the nonprofit, must provide a
6 preliminary report to the legislature no later than December 31,
7 2022. A final report must be submitted to the legislature no later
8 than June 30, 2023. Both reports must include: (a) A description of
9 the outreach programs and their implementation; (b) a description of
10 the workshops and conferences held; (c) the number of individuals who
11 participated in or received services in relation to the outreach
12 programs; and (d) any relevant demographic data regarding those
13 individuals.

14 ~~((47))~~ (45) \$2,122,000 of the general fund
15 —state appropriation for fiscal year 2022 and \$2,122,000 of the
16 general fund—state appropriation for fiscal year 2023 are provided
17 solely for the ongoing operations and maintenance of the prescription
18 monitoring program maintained by the department.

19 ~~((48))~~ (46) \$2,325,000 of the general fund
20 —state appropriation for fiscal year 2022 and \$2,625,000 of the
21 general fund—state appropriation for fiscal year 2023 are provided
22 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
11 —state appropriation for fiscal year 2022 and \$1,500,000 of the
12 general fund—state appropriation for fiscal year 2023 are provided
13 solely for the fruit and vegetable incentive program.

14 ~~((50))~~ (48) \$474,000 of the general fund—
15 state appropriation for fiscal year 2022 is provided solely to
16 implement Substitute House Bill No. 1218 (long-term care residents).
17 ~~((If the bill is not enacted by June 30, 2021, the amount provided in
18 this subsection shall lapse.~~

19 ~~(51))~~ (49) \$1,779,000 of the health
20 professions account—state appropriation is provided solely to
21 implement Engrossed Second Substitute Senate Bill No. 1504 (workforce
22 education development act). ~~((If the bill is not enacted by June 30,
23 2021, the amount provided in this subsection shall lapse.~~

24 ~~(52))~~ (50) \$627,000 of the general fund—
25 state appropriation for fiscal year 2022 and \$627,000 of the general
26 fund—state appropriation for fiscal year 2023 are provided solely to
27 implement the recommendations from the community health workers task
28 force to provide statewide leadership, training, and integration of
29 community health workers with insurers, health care providers, and
30 public health systems.

31 ~~((53))~~ (51) \$250,000 of the general fund—
32 state appropriation for fiscal year 2022 is provided solely for one-
33 time grants to family planning clinics that are at risk of imminent
34 closure, did not receive a paycheck protection program loan, and are
35 ineligible for funding through the coronavirus aid, relief, and
36 economic security (CARES) act or the coronavirus response and relief
37 supplemental appropriations act of 2021 (CRRSA).

38 ~~((54))~~ (52) \$450,000 of the general fund—
39 state appropriation for fiscal year 2022 is provided solely for the

1 nursing care quality assurance commission, in collaboration with the
2 workforce training and education coordinating board and the
3 department of labor and industries, to plan a home care aide to
4 nursing assistant certified to licensed practical nurse (HCA-NAC-LPN)
5 apprenticeship pathway. The plan must provide the necessary
6 groundwork for the launch of at least three licensed practical nurse
7 apprenticeship programs in the next phase of work. The plan for the
8 apprenticeship programs must include programs in at least three
9 geographically disparate areas of the state experiencing high levels
10 of long-term care workforce shortages for corresponding health
11 professions and incorporate the participation of local workforce
12 development councils for implementation.

13 ~~((55))~~ (53) \$85,000 of the general fund—
14 state appropriation for fiscal year 2022 and \$23,000 of the health
15 professions account—state appropriation are provided solely to
16 implement Senate Bill No. 5124 (colon hydrotherapy). ~~((If the bill is
17 not enacted by June 30, 2021, the amounts provided in this subsection
18 shall lapse.))~~

19 (54) \$3,000,000 of the general fund—state
20 appropriation for fiscal year 2022 and \$3,000,000 of the general fund
21 —state appropriation for fiscal year 2023 are provided solely for the
22 Washington nursing commission to manage a grant process to
23 incentivize nurses to supervise nursing students in health care
24 settings. The goal of the grant program is to create more clinical
25 placements for nursing students to complete required clinical hours
26 to earn their nursing degree and related licensure.

27 (55) \$761,000 of the general fund—state appropriation
28 for fiscal year 2023 is provided solely for the Washington nursing
29 commission to continue to implement virtual nursing assistant
30 training and testing modalities, create an apprenticeship pathway
31 into nursing for nursing assistants, implement rule changes to
32 support a career path for nursing assistants, and collaborate with
33 the workforce training and educational coordinating board on a pilot
34 project to transform the culture and practice in long term care
35 settings. The goal of these activities is to expand the nursing
36 workforce for long term care settings.

37 (56) \$147,000 of the general fund—state appropriation
38 for fiscal year 2023 is provided solely for the department in
39 collaboration with the state health care authority and the University

1 of Washington to develop a licensure and regulatory program for
2 behavioral health support specialists consistent with the provisions
3 in Engrossed Second Substitute Senate Bill No. 5884 (behavioral
4 health support).

5 (57) \$212,000 of the general fund—state appropriation
6 for fiscal year 2023 is provided solely for implementation of
7 Substitute Senate Bill No. 5821 (cardiac & stroke response). If the
8 bill is not enacted by June 30, 2022, the amount provided in this
9 subsection shall lapse.

10 (58) \$41,000 of the general fund—state appropriation
11 for fiscal year 2022 and \$777,000 of the general fund—state
12 appropriation for fiscal year 2023 are provided solely for
13 implementation of House Bill No. 1859 (cannabis analysis labs). If
14 the bill is not enacted by June 30, 2022, the amounts provided in
15 this subsection shall lapse.

16 (59) \$223,000 of the general fund—state appropriation
17 for fiscal year 2022 and \$186,000 of the general fund—state
18 appropriation for fiscal year 2023 are provided solely for the
19 department to test for lead in child care facilities to prevent child
20 lead exposure and to research, identify, and connect facilities to
21 financial resources available for remediation costs.

22 (60) \$100,000 of the general fund—state appropriation
23 for fiscal year 2022 and \$400,000 of the general fund—state
24 appropriation for fiscal year 2023 are provided solely for the
25 department to provide a grant to a statewide community based
26 environmental justice organization to establish an environmental
27 justice community participation fund. The participation fund must
28 allocate the funding as grants to community-based organizations
29 serving vulnerable populations in highly impacted communities in
30 rural and urban areas for the purpose of supporting their
31 communities' access, understanding, and participation in
32 environmental justice council deliberations and the implementation of
33 chapter 70A.02 RCW.

34 (61) \$2,488,000 of the general fund—state
35 appropriation for fiscal year 2022 is provided solely for additional
36 resources for the department to issue provider credentials within
37 seven calendar days of receiving a complete application.

38 (62) \$532,000 of the general fund—state appropriation
39 for fiscal year 2023 is provided solely for the department to create

1 a program within the office of drinking water to offer engineering
2 assistance to nonfluoridated water systems with over 5,000
3 connections. The program will assist water systems to plan for future
4 community water fluoridation.

5 (63) \$74,000 of the general fund—state appropriation
6 for fiscal year 2023 is provided solely for implementation of
7 Engrossed Substitute House Bill No. 1881 (birth doulas). If the bill
8 is not enacted by June 30, 2022, the amount provided in this
9 subsection shall lapse.

10 (64) \$121,000 of the general fund—state appropriation
11 for fiscal year 2023 is provided solely for the department to expand
12 access to the smoking cessation quitline, implement electronic
13 referrals to the quitline, and provide grants to develop messaging
14 related to smoking cessation.

15 (65) \$7,400,000 of the general fund—state
16 appropriation for fiscal year 2022 is provided solely for one-time
17 grants to providers of abortion care that participate in the
18 department's family planning and reproductive health program and
19 which experienced drops in patient visit volume during the pandemic
20 in order to maintain the availability of services for low-income
21 Washingtonians.

22 (66) \$268,000 of the health professions account—state
23 appropriation is provided solely for implementation of Substitute
24 Senate Bill No. 5753 (board & commission sizes). If the bill is not
25 enacted by June 30, 2022, the amount provided in this subsection
26 shall lapse.

27 (67) \$166,000 of the general fund—state appropriation
28 for fiscal year 2023 is provided solely for the department to conduct
29 an oral health equity assessment. The department must use available
30 data and community needs assessments to identify unmet oral health
31 needs and develop recommendations to advance positive oral health
32 outcomes while reducing inequities through increased access to
33 community water fluoridation. The department must consult with the
34 state office of equity and may collaborate with public health oral
35 health care providers and community-based organizations to conduct
36 the assessment and develop recommendations. The department must
37 submit the oral health equity assessment report and recommendations
38 to the appropriate committees of the legislature by June 30, 2023.

1 (68) \$14,000 of the health professions account—state
2 appropriation is provided solely for implementation of Substitute
3 Senate Bill No. 5496 (health prof. monitoring). If the bill is not
4 enacted by June 30, 2022, the amount provided in this subsection
5 shall lapse.

6 (69) \$100,000 of the general fund—state appropriation
7 for fiscal year 2023 is provided solely for the department to convene
8 a nonregulatory stakeholder forum to discuss solutions to per- and
9 polyfluoroalkyl substances (PFAS) chemical contamination of surface
10 and groundwater.

11 (70) \$19,088,000 of the coronavirus state fiscal
12 recovery fund—federal appropriation is provided solely for the costs
13 of public health data systems and are subject to the conditions,
14 limitations, and review requirements of section 701 of this act.

15 (71) \$814,000 of the general fund—state appropriation
16 for fiscal year 2023 is provided solely for the department to expand
17 grants to establish new school-based health centers and to add
18 behavioral health capacity to existing school-based health centers.

19 (72) \$54,000 of the general fund—state appropriation
20 for fiscal year 2022 and \$1,300,000 of the general fund—state
21 appropriation for fiscal year 2023 are provided solely for the
22 department to coordinate and lead a multi-agency approach to youth
23 suicide prevention and intervention.

24 (73) \$654,000 of the general fund—state appropriation
25 for fiscal year 2023 is provided solely for the department, in
26 collaboration with an organization that represents pediatric care
27 needs in Washington state, to establish a curriculum and provide
28 training for community health workers in primary care clinics whose
29 patients are significantly comprised of pediatric patients enrolled
30 in medical assistance under chapter 74.09 RCW, beginning January 1,
31 2023, in support of the health care authority's two-year grant
32 program. The department will coordinate ongoing curriculum
33 development meetings with the relational health training work group.

34 (74) \$1,500,000 of the general fund—state
35 appropriation for fiscal year 2023 is provided solely for a grant to
36 the greater Columbia accountable community of health to develop and
37 implement an innovative emergency medical services program to bridge
38 the gap of unmet health care needs in the community.

1 (75) \$1,000,000 of the general fund—state
2 appropriation for fiscal year 2023 is provided solely for a grant to
3 cancer pathways to provide statewide education and support for
4 adults, children, and families impacted by cancer, including support
5 groups, camps for kids impacted by cancer, and risk reduction
6 education for teens.

7 (76) \$66,956,000 of the coronavirus state fiscal
8 recovery fund—federal appropriation is provided solely for the
9 department's continued vaccine administration efforts, including mass
10 vaccination sites where needed and pass-through contracts with local
11 health jurisdictions. If the federal emergency management agency
12 reimbursement at full cost for eligible activities is renewed beyond
13 June 30, 2022, the department must conserve this appropriation and
14 maximize the use of federal reimbursements. The legislature intends
15 this funding to be sufficient to cover the department's vaccine
16 administration activities through January 1, 2023. By October 1,
17 2022, the department must submit a report to the health care and
18 fiscal committees of the legislature detailing a cost-based COVID-19
19 vaccine administration fiscal response plan for the remainder of the
20 2021-2023 fiscal biennium as well as any vaccine administration costs
21 the department projects into the 2023-2025 fiscal biennium. This
22 report must include a funding strategy for specific agency COVID-19
23 vaccine administration initiatives, including, but not limited to,
24 mass vaccination sites, primary care provider outreach, mobile
25 vaccination administration, and outreach. This report must also
26 include specific and itemized individual local health jurisdiction
27 initiatives in which the department has or plans to request funding
28 from the legislature on behalf of the local health jurisdiction.

29 (77) \$58,320,000 of the coronavirus state fiscal
30 recovery fund—federal appropriation is provided solely for the
31 department to respond to the COVID-19 pandemic through means
32 including diagnostic testing, case investigation, outbreak response,
33 care coordination, community outreach, operational and technical
34 support, disease surveillance, client services, and support for local
35 health jurisdictions and tribes. If the federal emergency management
36 agency reimbursement at full cost for eligible activities is renewed
37 beyond June 30, 2022, the department must conserve this appropriation
38 and maximize the use of federal reimbursements. The legislature
39 intends this funding to be sufficient to cover the department's

1 response through January 1, 2023, at which point the legislature
2 plans to reevaluate the scope of the public health threat posed by
3 COVID-19. By October 1, 2022, the department must submit a report to
4 the health care and fiscal committees of the legislature detailing a
5 cost-based COVID-19 fiscal response plan for the remainder of the
6 2021-2023 fiscal biennium as well as any costs the department
7 projects into the 2023-2025 fiscal biennium. This report must include
8 a funding strategy for specific agency COVID-19 response initiatives,
9 including, but not limited to, mass testing sites, testing contracts,
10 laboratory and scientific analysis, and other agency initiatives in
11 response to the pandemic. This report must also include specific and
12 itemized individual local health jurisdiction initiatives in which
13 the department has or plans to request funding from the legislature
14 on behalf of the local health jurisdiction.

15 (78) \$85,000 of the health professions account—state
16 appropriation is provided solely for the implementation of Senate
17 Bill No. 5518 (OT licensure compact). If the bill is not enacted by
18 June 30, 2022, the amount provided in this subsection shall lapse.

19 (79) \$91,000 of the general fund—state appropriation
20 for fiscal year 2023 is provided solely for implementation of
21 Engrossed Second Substitute Senate Bill No. 5702 (donor human milk
22 coverage). If the bill is not enacted by June 30, 2022, the amount
23 provided in this subsection shall lapse.

24 (80) \$22,000 of the general fund—state appropriation
25 for fiscal year 2023 is provided solely for implementation of
26 Substitute Senate Bill No. 5765 (midwifery). If the bill is not
27 enacted by June 30, 2022, the amount provided in this subsection
28 shall lapse.

29 (81) \$300,000 of the general fund—state appropriation
30 for fiscal year 2023 is provided solely for the department to create
31 the criminal justice integrated data system task force, to be
32 convened and chaired by a representative from the department.

33 (a) In addition to the chair, the task force shall
34 consist of the following members or the member's designee with
35 experience in criminal justice data systems and reporting:

36 (i) The governor;

37 (ii) The chief justice of the Washington state supreme
38 court;

39 (iii) The attorney general;

1 (iv) The director of the department of corrections;
2 (v) The director of the department of children, youth,
3 and families;
4 (vi) The director of the department of social and
5 health services;
6 (vii) The director of the administrative office of the
7 courts;
8 (viii) A representative of the Washington association
9 of prosecuting attorneys;
10 (ix) A representative of the Washington association of
11 sheriffs and police chiefs;
12 (x) A representative of the association of Washington
13 cities;
14 (xi) A representative of the Washington state
15 association of counties;
16 (xii) A representative of the office of crime victims
17 advocacy;
18 (xiii) A representative from the Washington state
19 institute for public policy;
20 (xiv) A representative from the office of public
21 defense or a defense representative;
22 (xv) A representative from the Harborview injury
23 prevention and research center;
24 (xvi) A representative from the Washington association
25 of coroners and medical examiners; and
26 (xvii) A representative from the Washington state
27 association of county clerks.
28 (b) The task force shall notify the members of the law
29 and justice committees of the house and senate of scheduled meetings
30 and agendas.
31 (c) By December 1, 2022, the task force shall submit a
32 report to the legislature detailing recommendations, an
33 implementation plan, and a feasibility study for a criminal justice
34 integrated data system to receive and maintain data and information
35 from local governments, state agencies, and nongovernmental entities.
36 This report must also include:
37 (i) Recommendations on the creation and composition of
38 a criminal justice data oversight council and processes by which the
39 council will approve requests for projects, reports, and data
40 analyses generated from the criminal justice integrated data system;

1 (ii) Opportunities to integrate and leverage federal
2 and other dollars for this work; and

3 (iii) A staffing plan for the department of health to
4 create a violence and death investigation resource center to collect
5 and analyze vital statistics on violence and deaths in the state to:

6 (A) Identify localized and statewide trends;

7 (B) Survey medical examiners and coroners in the state
8 to identify the critical needs of the offices;

9 (C) Develop systems to facilitate information and data
10 sharing between medical examiner and coroner offices; and

11 (D) Develop best practices for death investigations in
12 the state.

13 (d) Of the amounts provided in this subsection,
14 \$100,000 of the general fund—state appropriation for fiscal year 2023
15 is provided solely for the department to contract with the Washington
16 association of coroners and medical examiners to conduct a study of
17 the critical shortage of board-certified forensic pathologists and
18 recommend to the legislature what steps the state can take to foster
19 a robust forensic pathology community. The study shall cover issues
20 related to Conrad 30/J-1 visa waivers and measures to encourage
21 enrollment in the University of Washington and Washington State
22 University forensic pathology residency programs. This study must
23 also include recommendations on how to create two new forensic
24 pathology fellow slots, one in conjunction with the University of
25 Washington and one in conjunction with Washington State University.
26 The Washington association of coroners and medical examiners shall
27 directly report its findings and recommendations to the governor and
28 the appropriate committees of the legislature by December 1, 2022.

29 (82) \$39,000 of the general fund—state appropriation
30 for fiscal year 2023 is provided solely for implementation of
31 Engrossed Substitute Senate Bill No. 5974 (transportation resources).
32 If the bill is not enacted by June 30, 2022, the amount provided in
33 this subsection shall lapse.

34 (83) \$428,000 of the general fund—state appropriation
35 for fiscal year 2022 and \$855,000 of the general fund—state
36 appropriation for fiscal year 2023 are provided solely for the
37 continued operations of the Washington medical coordination center.

38 (84) \$17,000 of the general fund—state appropriation
39 for fiscal year 2023 is provided solely for the department to conduct

1 a survey of home care and home health agencies as defined in RCW
2 70.127.010, to gather financial information for tax or fee planning
3 purposes, including but not limited to total by service line. Any
4 such financial information reported must be de-identified so it does
5 not identify individual recipients of care. The department shall
6 provide this information to the department of social and health
7 services and service employees international union 775 for analysis
8 upon completion of the survey.

9 (85) \$2,000,000 of the general fund—state
10 appropriation for fiscal year 2023 is provided solely for the
11 department to conduct a mass public awareness campaign targeted at
12 alerting the public to the dangers caused by methamphetamines and
13 fentanyl, including outreach to both youth and adults aimed at
14 preventing addiction and overdose deaths.

15 (86) \$91,000 of the general fund
16 — state appropriation for fiscal year 2023 is
17 provided solely for the department to convene a work group to study
18 the root causes of rising behavioral health issues in Washington
19 communities.

20 (a) The membership of the work group shall emphasize
21 individuals with actual, practical experience dealing with the
22 behavioral health system and shall include:

23 (i) Individuals who have received behavioral health
24 services in a variety of settings and circumstances throughout the
25 behavioral health system;

26 (ii) Family members of individuals who have received
27 behavioral health services;

28 (iii) Behavioral health treatment providers with
29 experience providing behavioral health services in various settings,
30 including crisis behavioral health services. Providers serving on the
31 work group may not represent, or be employed by, any organizations or
32 interest groups representing the interests of health care providers
33 or behavioral health stakeholders;

34 (iv) Tribal representatives with experience providing
35 or receiving behavioral health services from tribal health
36 departments;

37 (v) Members of the clergy;

38 (vi) Law enforcement officers with training and
39 experience in responding to individuals with behavioral health
40 conditions or who are undergoing behavioral health crises;

1 (vii) Behavioral health advocates; and
2 (viii) Any other individuals with experience in the
3 behavioral health system, as deemed appropriate by the department.

4 (b) The work group shall, at a minimum, discuss:

5 (i) Factors leading to increased demand for behavioral
6 health services in Washington;

7 (ii) Barriers to addressing unmet needs and any gaps
8 in the behavioral health system;

9 (iii) The effectiveness of the state's integrated care
10 initiative regarding access for the seriously mentally ill,
11 reductions in hospitalization and institutionalization, improvements
12 in community-based care, and support for an effective network of
13 community-based care providers for the seriously mentally ill; and

14 (iv) Suggestions for improving the behavioral health
15 system, including methods to address behavioral health workforce
16 shortages.

17 (c) The work group shall submit to the governor and
18 the appropriate committees of the legislature a progress report by
19 December 15, 2022, and its findings and recommendations by June 30,
20 2023.

21 (87) \$25,000 of the general fund
22 — state appropriation for fiscal year 2023 is
23 provided solely for the department to provide a grant to a community
24 organization in Greenwater to establish temporary portable toilets to
25 be accessible to tourists and other individuals traveling on state
26 route 410.

27 (88) \$552,000 of the health professions account—state
28 appropriation is provided solely for implementation of chapter 203,
29 Laws of 2021 (long-term services/emergency).

30 (89) \$48,000 of the dedicated marijuana account—state
31 appropriation for fiscal year 2023 and \$7,000 of the general fund—
32 private/local appropriation are provided solely to implement Second
33 Substitute House Bill No. 1210 (cannabis terminology). If the bill is
34 not enacted by June 30, 2022, the amount provided in this subsection
35 shall lapse.

36 (90) \$88,000 of the general fund—state appropriation
37 for fiscal year 2023 and \$44,000 of the hospital data collection
38 account—state appropriation are provided solely for implementation of
39 Substitute House Bill No. 1616 (charity care). If the bill is not

1 enacted by June 30, 2022, the amount provided in this subsection
2 shall lapse.

3 (91) \$17,000 of the health professions account—state
4 appropriation is provided solely for implementation of Substitute
5 House Bill No. 1675 (dialysate & dialysis devices). If the bill is
6 not enacted by June 30, 2022, the amount provided in this subsection
7 shall lapse.

8 (92) \$40,000 of the general fund—state appropriation
9 for fiscal year 2023 is provided solely for implementation of
10 Substitute House Bill No. 1074 (fatality reviews). If the bill is not
11 enacted by June 30, 2022, the amount provided in this subsection
12 shall lapse.

13 (93) \$44,000 of the general fund—state appropriation
14 for fiscal year 2023 is provided solely for implementation of House
15 Bill No. 1739 (hospital policies/pathogens). If the bill is not
16 enacted by June 30, 2022, the amount provided in this subsection
17 shall lapse.

18 (94) \$17,000 of the health professions account—state
19 appropriation is provided solely for implementation of Substitute
20 House Bill No. 1124 (nurse delegation/glucose). If the bill is not
21 enacted by June 30, 2022, the amount provided in this subsection
22 shall lapse.

23 (95) \$243,000 of the health professions account—state
24 appropriation is provided solely for implementation of Substitute
25 House Bill No. 1286 (psychology compact). If the bill is not enacted
26 by June 30, 2022, the amount provided in this subsection shall lapse.

27 (96) (a) \$125,000 of the general fund—state
28 appropriation for fiscal year 2023 is provided solely for the
29 department to contract with the department of environmental and
30 occupational health sciences within the University of Washington to
31 develop a report to the legislature regarding school environmental
32 health policies, recommendations, and standards. In developing the
33 report, the department of environmental and occupational health
34 sciences shall collaborate with other school of public health
35 programs within the University of Washington, the department of
36 health, and the department of ecology.

37 (b) The report shall include:

38 (i) A review of policies and regulations in other
39 states pertaining to environmental health in K-12 schools;

1 (ii) Literature and recommendations for exposure
2 standards and remediation levels which are protective of health and
3 safety for students in schools;

4 (iii) A summarization of activities, such as
5 inspections, management, control levels, and remediation of a variety
6 of contaminants and issues, including PCBs, lead, asbestos, poor
7 ventilation, and mold; and

8 (iv) Recommendations for next steps for policies and
9 standards in Washington schools.

10 (c) The report is due by December 31, 2022.

11 (97) \$680,000 of the general fund—state appropriation
12 for fiscal year 2023 is provided solely for the department to
13 establish a stipend program for licensed nurses to receive
14 reimbursement of up to \$2,500 to cover eligible expenses incurred in
15 order to complete the training necessary to become a certified sexual
16 assault nurse examiner.

17 (98) \$408,000 of the general fund—state appropriation
18 for fiscal year 2023 is provided solely for the department to
19 establish a grant program for hospitals to obtain the services of a
20 certified sexual assault nurse examiner from other sources if the
21 hospital does not have those services available internally.

22 (99) \$5,000,000 of the general fund—state
23 appropriation for fiscal year 2023 is provided solely for tobacco,
24 vapor product, and nicotine control, cessation, treatment and
25 prevention, and other substance use prevention and education, with an
26 emphasis on community-based strategies. These strategies must include
27 programs that consider the disparate impacts of nicotine addiction on
28 specific populations, including youth and racial or other
29 disparities.

30 (100) \$550,000 of the general fund—state appropriation
31 for fiscal year 2022 and \$450,000 of the general fund—state
32 appropriation for fiscal year 2023 are provided solely for a one-time
33 contract with the Yakima neighborhood health services to increase the
34 number of certified and licensed health professionals practicing in
35 community health centers serving low-income and rural populations.
36 The amounts provided in this subsection must be used to support
37 faculty, training, and scholarship costs for a newly established,
38 one-year advanced registered nurse practitioner (ARNP) residency
39 program in Yakima.

1 (101) \$1,000,000 of the general fund—state
2 appropriation for fiscal year 2023 is provided solely for the child
3 profile health promotion notification system. Pursuant to the
4 department's recommendation in its December 2020 report, which
5 reviewed its processes for efficiencies and possible technological
6 advances to reduce costs, the department must further explore how to
7 integrate a fee to support the program in the future. A report
8 regarding the department's further exploration of a fee to support
9 the program is due to the legislature by December 15, 2022.

10 (102) This section includes a general fund—federal
11 appropriation (CRF) that is provided solely for COVID-19 response
12 activities including staffing, increased travel, equipment, and
13 grants to local health jurisdictions and tribes, and to manage
14 hospital capacity issues. This funding expires December 31, 2021.

15 (103) \$1,000 of the general fund—state appropriation
16 for fiscal year 2022 and \$117,000 of the general fund—state
17 appropriation for fiscal year 2023 is provided solely for
18 implementation of chapter 316, Laws of 2021 (climate commitment act).

19 (104) \$1,084,000 of the dedicated marijuana account—
20 state appropriation for fiscal year 2023 is provided solely for
21 implementation of Engrossed Second Substitute Senate Bill No. 5796
22 (cannabis revenue).

23 (105) \$34,000 of the general fund—private/local
24 appropriation is provided solely for implementation of Second
25 Substitute Senate Bill No. 5695 (DOC body scanner pilot). If the bill
26 is not enacted by June 30, 2022, the amount provided in this
27 subsection shall lapse.

28 **Sec.**

223

29 2021 c 334 s 223 (uncodified) is amended to read as follows:

30 **FOR THE DEPARTMENT OF CORRECTIONS**

31 The appropriations to the department of corrections in
32 this act shall be expended for the programs and in the amounts
33 specified in this act. However, after May 1, 2022, unless prohibited
34 by this act, the department may transfer general fund—state
35 appropriations for fiscal year 2022 among programs after approval by
36 the director of the office of financial management. The department of
37 corrections must notify the fiscal committees of the legislature
38 prior to receiving approval from the director of financial

1 management. To the extent that appropriations under this section are
 2 insufficient to fund actual expenditures in excess of caseload
 3 forecast assumptions or for expenses in response to the COVID-19
 4 pandemic, the department may transfer general fund—state
 5 appropriations for fiscal year 2022 that are provided solely for a
 6 specified purpose. The department may not transfer funds, including
 7 for expenses in response to the COVID-19 pandemic in fiscal year
 8 2022, and the director of financial management shall not approve the
 9 transfer, unless the transfer is consistent with the objective of
 10 conserving, to the maximum extent possible, the expenditure of state
 11 funds. The director of the office of financial management shall
 12 notify the appropriate fiscal committees of the legislature in
 13 writing seven days prior to approving any allotment modifications or
 14 transfers under this section. The written notification must include a
 15 narrative explanation and justification of the changes, along with
 16 expenditures and allotments by budget unit and appropriation, both
 17 before and after any allotment modifications or transfers.

18	(1) ADMINISTRATION AND SUPPORT SERVICES	
19	General Fund—State Appropriation (FY 2022)	
20	((\$77,278,000))	
21		<u>\$79,197,000</u>
22	General Fund—State Appropriation (FY 2023)	
23	((\$79,651,000))	
24		<u>\$89,195,000</u>
25	General Fund—Federal Appropriation.	\$400,000
26	TOTAL APPROPRIATION.	((\$157,329,000))
27		<u>\$168,792,000</u>

28 The appropriations in this subsection are subject to the
 29 following conditions and limitations:

30 (a) \$1,135,000 of the general fund—state appropriation for fiscal
 31 year 2022 and \$1,731,000 of the general fund—state appropriation for
 32 fiscal year 2023 are provided solely for expansion of reentry
 33 supports and transition services for incarcerated individuals
 34 including development and implementation of a coaching model approach
 35 to supervision, and staffing must provide expanded reentry and
 36 discharge services to include, but not limited to, transition
 37 services, preemployment testing, enhanced health care discharge
 38 planning, housing voucher assistance, cognitive behavioral

1 interventions, educational programming, and community partnership
2 programs.

3 (b) Within the amounts provided in (a) of this subsection,
4 \$100,000 of the general fund—state appropriation for fiscal year 2022
5 is provided solely for the department to develop an implementation
6 plan for a community supervision coaching model to begin in fiscal
7 year 2023. The department must solicit input from incarcerated
8 individuals, family members of incarcerated individuals, experts in
9 supervision and reentry, community stakeholder and advocacy groups,
10 and impacted labor organizations. The plan shall propose appropriate
11 policies and procedures for the coaching model, including ongoing
12 training and organizational culture assessments. During development
13 of the plan, the department must consider potential inequities that
14 may arise from any changes or additional requirements of supervision
15 resulting from the model and mitigate those concerns to the greatest
16 extent possible in its final plan. This plan must be submitted to the
17 office of financial management prior to implementation.

18 (c) Within the amounts provided in (a) of this subsection,
19 \$706,000 of the general fund—state appropriation for fiscal year 2023
20 is provided solely for implementation of the plan to be developed
21 under (b) of this subsection and for the department to submit an
22 initial report to the legislature on the progress of implementation
23 of the coaching supervision model by no later than February 1, 2023.

24 (d) \$17,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$17,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for implementation of Engrossed
27 Second Substitute Senate Bill No. 5304 (providing reentry services to
28 persons releasing from state and local institutions). (~~If this bill
29 is not enacted by June 30, 2021, the amounts provided in this
30 subsection shall lapse.~~)

31 (e) \$197,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$187,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for implementation of Engrossed
34 Second Substitute Senate Bill No. 5259 (law enforcement data). (~~If
35 this bill is not enacted by June 30, 2021, the amounts provided in
36 this subsection shall lapse.~~)

37 (f) (i) \$779,000 of the general fund—state appropriation for
38 fiscal year 2022 and \$817,000 of the general fund—state appropriation

1 for fiscal year 2023 are provided solely for increasing access to
2 educational opportunities for incarcerated individuals.

3 (ii) Of the amounts provided in (f)(i) of this subsection,
4 \$680,000 of the general fund—state appropriation for fiscal year 2022
5 and \$285,000 of the general fund—state appropriation for fiscal year
6 2023 are provided solely for implementation of Second Substitute
7 House Bill No. 1044 (prison to postsecondary ed.). ~~((If this bill is
8 not enacted by June 30, 2021, the amounts provided in this subsection
9 shall lapse.))~~

10 (g) \$1,116,000 of the general fund—state appropriation
11 for fiscal year 2023 is provided solely to acquire and implement a
12 sentencing calculation module for the offender management network
13 information system and is subject to the conditions, limitations, and
14 review requirements of section 701 of this act. This project must use
15 one discrete organizational index across all department of
16 corrections programs. Implementation of this sentencing calculation
17 module must result in a reduction of tolling staff within six months
18 of the project implementation date and the department must report
19 this result. In addition, the report must include the budgeted and
20 actual tolling staffing levels by fiscal month in fiscal year 2023
21 and the count of tolling staff reduced by fiscal month from date of
22 implementation through six months post implementation. The report
23 must be submitted to the senate ways and means and house
24 appropriations committees within 30 calendar days after six months
25 post implementation.

26 (h) \$609,000 of the general fund—state appropriation
27 for fiscal year 2022 and \$750,000 of the general fund—state
28 appropriation for fiscal year 2023 are provided solely for staff and
29 vendor costs to transform correctional culture in prisons and work
30 releases, and to improve health and safety for all, through
31 additional training. The prison rape elimination act compliance
32 specialists must be among the first staff trained.

33 (i) \$130,000 of the general fund—state appropriation
34 for fiscal year 2023 is provided solely for a human resource
35 consultant to implement Second Substitute Senate Bill No. 5695 (body
36 scanners). If the bill is not enacted by June 30, 2022, the amount
37 provided in this subsection shall lapse.

38 (j) \$70,000 of the general fund—state appropriation
39 for fiscal year 2022 and \$223,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for
 2 implementation of Engrossed Substitute House Bill No. 1956
 3 (incarcerated individuals/PRA). If the bill is not enacted by June
 4 30, 2022, the amounts provided in this subsection shall lapse.

5 (k) \$12,000 of the general fund—state appropriation
 6 for fiscal year 2023 is provided solely for implementation of Second
 7 Substitute House Bill No. 1818 (reentry and rehabilitation). If the
 8 bill is not enacted by June 30, 2022, the amount provided in this
 9 subsection shall lapse.

10 (2) CORRECTIONAL OPERATIONS

11	General Fund—State Appropriation (FY 2022)	
12	((\$602,497,000))	
13		<u>\$450,287,000</u>
14	General Fund—State Appropriation (FY 2023)	
15	((\$605,877,000))	
16		<u>\$683,573,000</u>
17	General Fund—Federal Appropriation. . .	(\$1,300,000))
18		<u>\$161,465,000</u>
19	<u>General Fund</u>	=
20	<u>Private/Local Appropriation</u>	<u>\$335,000</u>
21	Washington Auto Theft Prevention Authority Account—	
22	State Appropriation.	(\$4,343,000))
23		<u>\$4,468,000</u>
24	<u>Coronavirus State Fiscal Recovery Fund</u>	
25	= <u>Federal</u>	
26	<u>Appropriation</u>	
27	<u>\$28,409,000</u>	
28	TOTAL APPROPRIATION.	(\$1,214,017,000))
29		<u>\$1,328,537,000</u>

30 The appropriations in this subsection are subject to the
 31 following conditions and limitations:

32 (a) The department may contract for local jail beds statewide to
 33 the extent that it is at no net cost to the department. The
 34 department shall calculate and report the average cost per offender
 35 per day, inclusive of all services, on an annual basis for a facility
 36 that is representative of average medium or lower offender costs. The
 37 department shall not pay a rate greater than \$85 per day per offender
 38 excluding the costs of department of corrections provided services,
 39 including evidence-based substance abuse programming, dedicated

1 department of corrections classification staff on-site for
2 individualized case management, transportation of offenders to and
3 from department of corrections facilities, and gender responsive
4 training for jail staff. The capacity provided at local correctional
5 facilities must be for offenders whom the department of corrections
6 defines as close medium or lower security offenders. Programming
7 provided for offenders held in local jurisdictions is included in the
8 rate, and details regarding the type and amount of programming, and
9 any conditions regarding transferring offenders must be negotiated
10 with the department as part of any contract. Local jurisdictions must
11 provide health care to offenders that meets standards set by the
12 department. The local jail must provide all medical care including
13 unexpected emergent care. The department must utilize a screening
14 process to ensure that offenders with existing extraordinary medical/
15 mental health needs are not transferred to local jail facilities. If
16 extraordinary medical conditions develop for an inmate while at a
17 jail facility, the jail may transfer the offender back to the
18 department, subject to terms of the negotiated agreement. Health care
19 costs incurred prior to transfer are the responsibility of the jail.

20 (b) (~~(\$501,000)~~) \$574,000 of the general fund—state appropriation
21 for fiscal year 2022 and (~~(\$501,000)~~) \$671,000 of the general fund—
22 state appropriation for fiscal year 2023 are provided solely for the
23 department to maintain the facility, property, and assets at the
24 institution formerly known as the maple lane school in Rochester.
25 Additional funds are provided for a stationary engineer and a
26 custodian.

27 (c) Funding in this subsection is sufficient for the department
28 to track and report to the legislature on the changes in working
29 conditions and overtime usage as a result of increased funding
30 provided for custody relief and health care delivery by December 1,
31 2022.

32 (d) \$39,000 of the general fund—state appropriation for fiscal
33 year 2022 is provided solely for implementation of Engrossed
34 Substitute House Bill No. 1054 (peace officer tactics, equip). (~~If~~
35 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
36 ~~subsection shall lapse.~~)

37 (e) \$2,000,000 of the general fund—state appropriation
38 for fiscal year 2023 is provided solely to acquire and implement a
39 sentencing calculation module for the offender management network

1 information system and is subject to the conditions, limitations, and
2 review requirements of section 701 of this act. This project must use
3 one discrete organizational index across all department of
4 corrections programs. Implementation of this sentencing calculation
5 module must result in a reduction of tolling staff within six months
6 of the project implementation date and the department must report
7 this result. In addition, the report must include the budgeted and
8 actual tolling staffing levels by fiscal month in fiscal year 2023
9 and the count of tolling staff reduced by fiscal month from date of
10 implementation through six months post implementation. The report
11 must be submitted to the senate ways and means and house
12 appropriations committees within 30 calendar days after six months
13 post implementation.

14 (f) \$714,000 of the general fund—state appropriation
15 for fiscal year 2022 and \$695,000 of the general fund—state
16 appropriation for fiscal year 2023 are provided solely for dedicated
17 prison rape elimination act compliance specialists. Of the amount
18 provided in this subsection, one compliance specialist staff must be
19 provided at each of the following prisons:

20 (i) Monroe correctional center;

21 (ii) Larch correctional center;

22 (iii) Olympic correctional center;

23 (iv) Cedar creek correctional center;

24 (v) Washington corrections center for women; and

25 (vi) Mission creek corrections center for women.

26 (g) \$2,750,000 of the general fund—state appropriation
27 for fiscal year 2023 is provided solely for three body scanners,
28 correctional officer staffing, corrections specialist staffing, a
29 drug recovery system, body scanner training, and body scanner
30 installation costs to implement Second Substitute Senate Bill No.
31 5695 (body scanners). If the bill is not enacted by June 30, 2022,
32 the amount provided in this subsection shall lapse.

33 (h) \$5,962,000 of the general fund—state appropriation
34 for fiscal year 2022 and \$9,106,000 of the general fund—state
35 appropriation for fiscal year 2023 are provided solely to restore
36 graduated reentry reductions made in the 2021-2023 biennial operating
37 budget.

38 (i) \$28,409,000 of the coronavirus state fiscal
39 recovery fund—federal appropriation is provided solely for expenses

1 incurred in response to the COVID-19 pandemic during fiscal year
2 2022.

3 (j) \$1,251,000 of the general fund—state appropriation
4 for fiscal year 2022 and \$1,294,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for reentry
6 investments to include reentry and discharge staffing. The staffing
7 must provide expanded reentry and discharge services to include, but
8 not limited to, transition services, pre-employment testing, enhanced
9 health care discharge planning, cognitive behavioral interventions,
10 educational programming, and community partnership programs.

11 (k) \$150,000 of the general fund—state appropriation
12 for fiscal year 2023 is provided solely for the department to
13 collaborate with the department of social and health services to
14 conduct a study of the feasibility of placing long-term care
15 individuals under the jurisdiction of the department in nursing home
16 facilities licensed or to be licensed by the department of social and
17 health services to better meet the client's care needs. The
18 department of corrections must provide daily operating costs of
19 prisons where these individuals may be coming from, the fiscal year
20 2021 daily costs per incarcerated individual assigned to the sage
21 living unit, and the costs associated with electronic home monitoring
22 costs per individual.

23 (l) \$160,072,000 of the general fund—federal
24 appropriation (CRF) is provided solely for COVID-19 related payroll
25 and benefit expenditures that were incurred between July 1, 2021, and
26 December 31, 2021, for public safety and health employees whose
27 services are presumed to be substantially dedicated to responding to
28 the COVID-19 public health emergency. This funding expires December
29 31, 2021.

30 (3) COMMUNITY SUPERVISION

31 General Fund—State Appropriation (FY 2022)	
32 ((\$248,374,000))	
33	<u>\$161,098,000</u>
34 General Fund—State Appropriation (FY 2023)	
35 ((\$274,412,000))	
36	<u>\$222,989,000</u>
37 <u>General Fund</u>	<u>=</u>
38 <u>Federal Appropriation</u>	<u>\$29,733,000</u>

1 Coronavirus State Fiscal Recovery Fund

2 Federal

3 Appropriation

4 \$8,480,000

5 TOTAL APPROPRIATION. ((~~\$522,786,000~~))

6 \$422,300,000

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

9 (a) The department of corrections shall contract with local and
10 tribal governments for jail capacity to house offenders who violate
11 the terms of their community supervision. A contract rate increase
12 may not exceed five percent each year. The department may negotiate
13 to include medical care of offenders in the contract rate if medical
14 payments conform to the department's offender health plan and
15 pharmacy formulary, and all off-site medical expenses are preapproved
16 by department utilization management staff. If medical care of
17 offender is included in the contract rate, the contract rate may
18 exceed five percent to include the cost of that service.

19 (b) The department shall engage in ongoing mitigation strategies
20 to reduce the costs associated with community supervision violators,
21 including improvements in data collection and reporting and
22 alternatives to short-term confinement for low-level violators.

23 (c) \$1,749,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$10,536,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for reentry investments to
26 include reentry and discharge staffing. The staffing must provide
27 expanded reentry and discharge services to include, but not limited
28 to, transition services, preemployment testing, housing voucher
29 assistance, cognitive behavioral interventions, educational
30 programming, and community partnership programs. Of this amount
31 \$7,394,000 of the general fund—state appropriation for fiscal year
32 2023 is provided solely for implementation of the plan to be
33 developed under subsection (1) (b) of this section.

34 (d) Within existing resources the department must update the
35 response to violations and new criminal activity policy to reflect
36 the savings assumed in this section as related to mandatory maximum
37 confinement sanctions.

38 (e) ((~~\$1,124,000~~)) \$661,000 of the general fund—state
39 appropriation for fiscal year 2022 and ((~~\$523,000~~)) \$725,000 of the

1 general fund—state appropriation for fiscal year 2023 are provided
2 solely for increased costs associated with the relocation of leased
3 facilities. The department shall engage in ongoing strategies to
4 reduce the need for relocating facilities and when necessary contract
5 only with lessors with rates that align with comparable market rates
6 in the area.

7 (f) \$59,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$23,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for implementation of Engrossed
10 Second Substitute Senate Bill No. 5071 (civil commitment transition).
11 ~~((If this bill is not enacted by June 30, 2021, the amounts provided
12 in this subsection shall lapse.))~~

13 (g) \$450,000 of the general fund—state appropriation for fiscal
14 year 2022 is provided solely for conducting a community corrections
15 caseload study. The department of corrections shall contract with an
16 independent third party to provide a comprehensive review of the
17 community corrections staffing model and develop an updated staffing
18 model for use by the department of corrections. The updated model
19 must include additional time and flexibility for community
20 corrections officers to focus on case management, engagement, and
21 interventions. The department of corrections shall submit a report,
22 including a summary of the review and update, to the governor and
23 appropriate committees of the legislature by July 1, 2022.

24 (h) \$2,521,000 of the general fund—state appropriation
25 for fiscal year 2023 is provided solely to acquire and implement a
26 sentencing calculation module for the offender management network
27 information system and is subject to the conditions, limitations, and
28 review requirements of section 701 of this act. This project must use
29 one discrete organizational index across all department of
30 corrections programs. Implementation of this sentencing calculation
31 module must result in a reduction of tolling staff within six months
32 of the project implementation date and the department must report
33 this result. In addition, the report must include the budgeted and
34 actual tolling staffing levels by fiscal month in fiscal year 2023
35 and the count of tolling staff reduced by fiscal month from date of
36 implementation through six months post implementation. The report
37 must be submitted to the senate ways and means and house
38 appropriations committees within 30 calendar days after six months
39 post implementation.

1 (i) Within the amounts provided in this subsection (3)
2 for work release programs, the department will operate the Helen B.
3 Ratcliff work release facility.

4 (j) \$1,810,000 of the general fund—state appropriation
5 for fiscal year 2023 is provided solely for implementation of Second
6 Substitute House Bill No. 1818 (reentry and rehabilitation). If the
7 bill is not enacted by June 30, 2022, the amount provided in this
8 subsection shall lapse.

9 (k) \$1,930,000 of the coronavirus state fiscal
10 recovery fund—federal appropriation is provided solely for expenses
11 incurred in response to the COVID-19 pandemic during fiscal year
12 2022.

13 (l) \$29,733,000 of the general fund—federal
14 appropriation (CRF) is provided solely for COVID-19 related payroll
15 and benefit expenditures that were incurred between July 1, 2021, and
16 December 31, 2021, for public safety and health employees whose
17 services are presumed to be substantially dedicated to responding to
18 the COVID-19 public health emergency. This funding expires December
19 31, 2021.

20 (4) CORRECTIONAL INDUSTRIES

21	General Fund—State Appropriation (FY 2022)	
22	(\$7,324,000)	
23		<u>\$8,757,000</u>
24	General Fund—State Appropriation (FY 2023)	
25	(\$7,539,000)	
26		<u>\$9,097,000</u>
27	TOTAL APPROPRIATION.	<u>(\$14,863,000)</u>
28		<u>\$17,854,000</u>

29 (5) INTERAGENCY PAYMENTS

30	General Fund—State Appropriation (FY 2022)	
31	(\$58,651,000)	
32		<u>\$58,192,000</u>
33	General Fund—State Appropriation (FY 2023)	
34	(\$52,702,000)	
35		<u>\$51,865,000</u>

36 Coronavirus State Fiscal Recovery Fund

37 = Federal
38 Appropriation
39 \$267,000

1 TOTAL APPROPRIATION. ((\$111,353,000))
2 \$110,324,000

3 The appropriations in this subsection are subject to
4 the following conditions and limitations:

5 (a) \$21,000 of the general fund—state appropriation
6 for fiscal year 2023 is provided solely to acquire and implement a
7 sentencing calculation module for the offender management network
8 information system and is subject to the conditions, limitations, and
9 review requirements of section 701 of this act. This project must use
10 one discreet organizational index across all department of
11 corrections programs. Implementation of this sentencing calculation
12 module must result in a reduction of tolling staff within six months
13 of the project implementation date, which the department must report
14 on. The report must include the budgeted and actual tolling staffing
15 levels by fiscal month in fiscal year 2023 and the count of tolling
16 staff reduced by fiscal month from date of implementation through six
17 months post implementation. The report must be submitted to the
18 senate ways and means and house appropriations committees within 30
19 calendar days after six months post implementation.

20 (b) \$192,000 of the general fund—state appropriation
21 for fiscal year 2023 is provided solely for medical staffing in
22 prisons for patient centered care and behavioral health care to
23 increase access to care and expanded screening of individuals in
24 prison facilities to include chronic illnesses, infectious disease,
25 diabetes, heart disease, serious mental health, and behavioral health
26 services.

27 (c) \$4,000 of the general fund—state appropriation for
28 fiscal year 2022 and \$9,000 of the general fund—state appropriation
29 for fiscal year 2023 are provided solely for an electronic health
30 records system solution and is subject to the conditions,
31 limitations, and review requirements of section 701 of this act. The
32 department must collaborate with the Washington state department of
33 veterans affairs on the development of the system's business
34 requirements.

35 (d) \$19,000 of the general fund—state appropriation
36 for fiscal year 2023 is provided solely for implementation of Second
37 Substitute Senate Bill No. 5695 (body scanners). If the bill is not
38 enacted by June 30, 2022, the amount provided in this subsection
39 shall lapse.

(e) \$26,000 of the general fund—state appropriation for fiscal year 2022 and \$161,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for reentry investments to include reentry and discharge staffing. The staffing must provide expanded reentry and discharge services to include, but not limited to, transition services, pre-employment testing, enhanced health care discharge planning, housing voucher assistance, cognitive behavioral interventions, educational programming, and community partnership programs.

(f) \$4,000 of the general fund—state appropriation for fiscal year 2022 and \$4,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Substitute House Bill No. 1956 (incarcerated individuals/PRA). If the bill is not enacted by June 30, 2022, the amounts provided in this subsection shall lapse.

(g) \$2,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for implementation of Second Substitute House Bill No. 1818 (reentry and rehabilitation). If the bill is not enacted by June 30, 2022, the amount provided in this subsection shall lapse.

(6) OFFENDER CHANGE

General Fund—State Appropriation (FY 2022)	
((\$77,046,000))	
	<u>\$73,267,000</u>
General Fund—State Appropriation (FY 2023)	
((\$77,596,000))	
	<u>\$84,376,000</u>
<u>General Fund</u>	=
<u>Federal Appropriation</u>	<u>\$4,303,000</u>
TOTAL APPROPRIATION.	((\$154,642,000))
	<u>\$161,946,000</u>

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

(a) The department of corrections shall use funds appropriated in this subsection (6) for offender programming. The department shall develop and implement a written comprehensive plan for offender programming that prioritizes programs which follow the risk-needs-responsivity model, are evidence-based, and have measurable outcomes. The department is authorized to discontinue ineffective programs and

1 to repurpose underspent funds according to the priorities in the
2 written plan.

3 (b) The department of corrections shall collaborate with the
4 state health care authority to explore ways to utilize federal
5 medicaid funds as a match to fund residential substance use disorder
6 treatment-based alternative beds under RCW 9.94A.664 under the drug
7 offender sentencing alternative program and residential substance use
8 disorder treatment beds that serve individuals on community custody.
9 The department of corrections must complete a report and submit its
10 findings and recommendations to the appropriate committees of the
11 legislature by December 15, 2021.

12 (c) \$3,106,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$3,106,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the housing voucher program.

15 (d) \$3,300,000 of the general fund—state appropriation for fiscal
16 year 2022 is provided solely for temporary court facilities,
17 staffing, and to provide release assistance, including limited
18 housing and food assistance, and other costs associated with
19 individuals resentenced or ordered released from confinement as a
20 result of the *State v. Blake* decision.

21 (e) (i) \$1,001,000 of the general fund—state appropriation for
22 fiscal year 2022 and \$675,000 of the general fund—state appropriation
23 for fiscal year 2023 are provided solely for increasing access to
24 educational opportunities for incarcerated individuals.

25 (ii) Of the amounts provided in (e) (i) of this subsection,
26 \$272,000 of the general fund—state appropriation for fiscal year 2022
27 and \$247,000 of the general fund—state appropriation for fiscal year
28 2023 are provided solely for implementation of Second Substitute
29 House Bill No. 1044 (prison to postsecondary ed.). (~~If the bill is
30 not enacted by June 30, 2021, the amounts provided in this subsection
31 shall lapse.~~)

32 (f) \$784,000 of the general fund—state appropriation
33 for fiscal year 2023 is provided solely for reentry support items
34 such as disposable cell phones, prepaid phone cards, hygiene kits,
35 housing vouchers, and release medications associated with individuals
36 resentenced or ordered released from confinement as a result of
37 policies or court decisions including, but not limited to, the *State*
38 *v. Blake* decision.

1 (g) \$1,268,000 of the general fund—state appropriation
2 for fiscal year 2023 is provided solely for resentencing and reentry
3 staffing associated with individuals resentenced or ordered released
4 from confinement as a result of policies or court decisions
5 including, but not limited to, the *State v. Blake* decision.

6 (h) \$438,000 of the general fund—state appropriation
7 for fiscal year 2023 is provided solely for program specialist
8 staffing for increased comprehensive assessments and treatments, and
9 substance use disorder treatment to implement Second Substitute
10 Senate Bill No. 5695 (body scanners). If the bill is not enacted by
11 June 30, 2022, the amount provided in this subsection shall lapse.

12 (i) \$4,508,000 of the general fund—state appropriation
13 for fiscal year 2022 and \$7,893,000 of the general fund—state
14 appropriation for fiscal year 2023 are provided solely for reentry
15 investments to include reentry and discharge staffing. The staffing
16 must provide expanded reentry and discharge services to include, but
17 not limited to cognitive behavioral interventions and educational
18 programming.

19 (j) \$121,000 of the general fund—state appropriation
20 for fiscal year 2023 is provided solely for the department of
21 corrections to collaborate with the Washington state board for
22 community and technical colleges and the department of licensing to
23 develop a prerelease commercial driving license training pilot
24 program.

25 (k) \$655,000 of the general fund—state appropriation
26 for fiscal year 2023 is provided solely for implementation of Second
27 Substitute House Bill No. 1818 (reentry and rehabilitation). If the
28 bill is not enacted by June 30, 2022, the amount provided in this
29 subsection shall lapse.

30 (l) \$1,168,000 of the general fund—state appropriation
31 for fiscal year 2023 is provided solely to expand library services to
32 incarcerated individuals in adult correctional facilities. The
33 department of corrections must work in conjunction with the
34 Washington state library to provide additional library materials,
35 collections, and one additional library staff position at each of the
36 nine institutional library service branches located throughout the
37 state. Library materials and collections include but are not limited
38 to Washington state newspapers, current consumer medical information,
39 and other current reference collections that will support the

1 department's reentry efforts in supporting the recovery and personal
2 growth of incarcerated individuals.

3 (m) \$320,000 of the general fund—state appropriation
4 for fiscal year 2023 is provided solely for two contracted parent
5 navigator positions. One parent navigator must be located at the
6 Washington correction center for women and one parent navigator
7 position must be located at the Airway Heights corrections center or
8 another state correctional facility that houses incarcerated male
9 individuals and is selected by the department of corrections as a
10 more suitable fit for a parent navigator. The parent navigators must
11 have lived experience in navigating the child welfare system. The
12 parent navigators must provide guidance and support to incarcerated
13 individuals towards family reunification, including, but not limited
14 to, how to access services, navigating the court system, assisting
15 with guardianship arrangements, and facilitating visitation with
16 their children. The goal of the parent navigator programs is to
17 assist incarcerated parents involved in dependency or child welfare
18 cases to maintain connections with their children and to assist these
19 individuals in successfully transitioning and reuniting with their
20 families upon release from incarceration. As part of the parent
21 navigation program, the department of corrections must also review
22 and provide a report to the legislature on the effectiveness of the
23 program that includes the number of incarcerated individuals that
24 received assistance from the parent navigators and that tracks
25 outcomes of the parenting navigator program. A preliminary report
26 must be submitted to the legislature by June 30, 2023, with the
27 expectation that a final report be funded in the 2023-2025 fiscal
28 biennium budget and submitted by December 1, 2024. Of the amounts
29 provided in this subsection, \$20,000 of the general fund—state
30 appropriation for fiscal year 2023 is provided solely for the
31 department's review and preliminary report on the effectiveness of
32 the parent navigator program.

33 (n) \$4,088,000 of the general fund—federal
34 appropriation (CRF) is provided solely for COVID-19 related payroll
35 and benefit expenditures that were incurred between July 1, 2021, and
36 December 31, 2021, for public safety and health employees whose
37 services are presumed to be substantially dedicated to responding to
38 the COVID-19 public health emergency. This funding expires December
39 31, 2021.

1	(7) HEALTH CARE SERVICES	
2	General Fund—State Appropriation (FY 2022)	
3	((\$174,184,000))	
4		<u>\$134,471,000</u>
5	General Fund—State Appropriation (FY 2023)	
6	((\$175,599,000))	
7		<u>\$205,666,000</u>
8	General Fund—Federal Appropriation. . .	((\$1,400,000))
9		<u>\$47,507,000</u>
10	<u>General Fund</u>	=
11	<u>Private/Local Appropriation</u>	. . .
12	<u>Coronavirus State Fiscal Recovery Fund</u>	
13	=	
14	<u>Federal</u>	
15	<u>Appropriation</u>	
16	<u>\$11,968,000</u>	
17	TOTAL APPROPRIATION.	((\$351,183,000))
		<u>\$399,614,000</u>

18 The appropriations in this subsection are subject to the
19 following conditions and limitations:

20 (a) The state prison medical facilities may use funds
21 appropriated in this subsection to purchase goods, supplies, and
22 services through hospital or other group purchasing organizations
23 when it is cost effective to do so.

24 (b) \$183,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$167,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for implementation of Engrossed
27 Second Substitute Senate Bill No. 5304 (providing reentry services to
28 persons releasing from state and local institutions). (~~If the bill
29 is not enacted by June 30, 2021, the amounts provided in this
30 subsection shall lapse.~~)

31 (c) \$13,947,000 of the general fund—state
32 appropriation for fiscal year 2023 is provided solely to increase
33 medical staffing in prisons for patient centered care and behavioral
34 health care. Funding must be used to increase access to care and
35 expanded screening of individuals in prison facilities to include
36 chronic illnesses, infectious disease, diabetes, heart disease,
37 serious mental health, and behavioral health services.

1 (d) \$999,000 of the general fund—state appropriation
2 for fiscal year 2022 and \$1,030,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for medical
4 staff, telehealth carts, necessary technology costs, and the build
5 out of 64 dedicated teleservice rooms that will allow for legal and
6 medical telepresence at all 12 prison facilities.

7 (e) \$77,000 of the general fund—state appropriation
8 for fiscal year 2022 and \$900,000 of the general fund—state
9 appropriation for fiscal year 2023 are provided solely for an
10 electronic health records system solution and is subject to the
11 conditions, limitations, and review requirements of section 701 of
12 this act. The department must collaborate with the Washington state
13 department of veterans affairs on the development of the system's
14 business requirements.

15 (f) \$829,000 of the general fund—state appropriation
16 for fiscal year 2023 is provided solely for nursing staff for dry
17 cell watch at Washington corrections center for men to implement
18 Second Substitute Senate Bill No. 5695 (body scanners). If the bill
19 is not enacted by June 30, 2022, the amount provided in this
20 subsection shall lapse.

21 (g) \$5,395,000 of the general fund—state appropriation
22 for fiscal year 2022 and \$8,239,000 of the general fund—state
23 appropriation for fiscal year 2023 are provided solely to restore
24 graduated reentry reductions in the 2021-2023 biennial operating
25 budget.

26 (h) \$11,968,000 of the coronavirus state fiscal
27 recovery fund—federal appropriation are provided solely for expenses
28 incurred in response to the COVID-19 pandemic during fiscal year
29 2022.

30 (i) \$613,000 of the general fund—state appropriation
31 for fiscal year 2022 and \$1,069,000 of the general fund—state
32 appropriation for fiscal year 2023 are provided solely for reentry
33 investments to include reentry and discharge staffing. The staffing
34 must provide expanded reentry and discharge services to include, but
35 not limited to, enhanced health care discharge planning.

36 (j) The department of corrections must prepare a
37 report on and an analysis of its medical staffing.

38 (i) The report must identify barriers relating to
39 incarcerated individuals receiving timely treatment.

1 (ii) The report must specifically include a chart that
2 shows:

3 (A) The incarcerated population caseloads from fiscal
4 year 2019 through the first quarter of fiscal year 2023. The
5 incarcerated caseloads must be shown by each of the department's
6 individual 12 institutions;

7 (B) The number of funded, unfunded, and contracted-
8 equivalent medical/health care staff at each institution, by major
9 position type that includes, but is not limited to, physicians,
10 psychologists, psychiatrists, registered nurses, supervising nursing
11 staff, medical assistants, patient service representatives, medical
12 directors, clinical pharmacists, and medical adjudicators;

13 (C) The caseloads for health care staff that shows the
14 ratio of each medical staff position referenced in (j)(ii)(B) of this
15 subsection to incarcerated individuals by institution;

16 (D) The number of funded medical staffing vacancies
17 referenced in (j)(ii)(B) of this subsection by institution and
18 quarter in fiscal year 2022 through the first quarter of fiscal year
19 2023; and

20 (E) A staffing model that shows the number of
21 additional health care staff needed by position referenced in
22 (j)(ii)(B) of this subsection for each institution.

23 (iii) The department must submit a final report to the
24 appropriate committees of the legislature by October 30, 2022.

25 (k) \$46,107,000 of the general fund—federal
26 appropriation (CRF) is provided solely for COVID-19 related payroll
27 and benefit expenditures that were incurred between July 1, 2021, and
28 December 31, 2021, for public safety and health employees whose
29 services are presumed to be substantially dedicated to responding to
30 the COVID-19 public health emergency. This funding expires December
31 31, 2021.

32 **Sec.**

224

33 2021 c 334 s 224 (uncodified) is amended to read as follows:

34 **FOR THE DEPARTMENT OF SERVICES FOR THE BLIND**

35 General Fund—State Appropriation (FY 2022)

36 (~~(\$3,534,000)~~)

37 \$4,717,000

1	General Fund—State Appropriation (FY 2023)	
2	((\$3,573,000))	
3		<u>\$5,970,000</u>
4	General Fund—Federal Appropriation.	((\$25,544,000))
5		<u>\$25,648,000</u>
6	General Fund—Private/Local Appropriation.	\$60,000
7	TOTAL APPROPRIATION.	((\$32,711,000))
8		<u>\$36,395,000</u>

9 The appropriations in this subsection are subject to the
10 following conditions and limitations:

11 (1) \$50,000 of the general fund—state appropriation for fiscal
12 year 2022 is provided solely for the department to consult with a
13 food service architect to determine the feasibility and cost of
14 remodels to select cafes owned by entrepreneurs participating in the
15 business enterprise program, and to prepare a report that includes
16 the results, recommendations, cost, and potential funding sources
17 that could be used to assist with remodels. The report is due to the
18 governor and appropriate legislative committees by November 1, 2021.

19 (2) \$70,000 of the general fund—state appropriation is provided
20 solely for the department to provide individualized training to its
21 blind, visually-impaired, deaf, and hearing-impaired staff in
22 Microsoft 365 programs.

23 (3) \$100,000 of the general fund—state appropriation
24 for fiscal year 2023 is provided solely for the department to
25 contract with a consultant and create a report that identifies new or
26 expanded enterprise opportunities for blind individuals, potential
27 revenue sources, and new needs and methods for preparing individuals
28 to effectively manage these enterprises. The report is due to the
29 governor and appropriate legislative committees by June 30, 2023.

30 (4) \$888,000 of the general fund—state appropriation
31 for fiscal year 2022 and \$1,552,000 of the general fund—state
32 appropriation for fiscal year 2023 is provided solely to remodel and
33 upgrade equipment for select cafes owned by entrepreneurs
34 participating in the business enterprise program to help them adjust
35 to the changing needs of dining caused by the COVID-19 pandemic.

36 **Sec. 225 .**
37 2021 c 334 s 225 (uncodified) is amended to read as follows:
38 **FOR THE EMPLOYMENT SECURITY DEPARTMENT**

1	General Fund—State Appropriation (FY 2022)	
2	((\$1,757,000))	
3		<u>\$3,448,000</u>
4	General Fund—State Appropriation (FY 2023)	
5	((\$2,834,000))	
6		<u>\$11,356,000</u>
7	General Fund—Federal Appropriation. .	((\$382,529,000))
8		<u>\$337,132,000</u>
9	General Fund—Private/Local Appropriation	
10	((\$36,416,000))	
11		<u>\$37,325,000</u>
12	Unemployment Compensation Administration Account—	
13	Federal Appropriation.	((\$420,315,000))
14		<u>\$444,688,000</u>
15	Administrative Contingency Account—State	
16	Appropriation.	((\$26,636,000))
17		<u>\$27,029,000</u>
18	Employment Service Administrative Account—State	
19	Appropriation.	((\$60,926,000))
20		<u>\$68,128,000</u>
21	Family and Medical Leave Insurance Account—State	
22	Appropriation.	((\$139,697,000))
23		<u>\$145,594,000</u>
24	Workforce Education Investment Account—State	
25	Appropriation.	((\$7,400,000))
26		<u>\$11,283,000</u>
27	Long-Term Services and Supports Trust Account—State	
28	Appropriation.	((\$32,265,000))
29		<u>\$35,902,000</u>
30	Coronavirus State Fiscal Recovery Fund—Federal	
31	Appropriation.	((\$168,745,000))
32		<u>\$66,128,000</u>
33	Unemployment Insurance Relief Account—State	
34	Appropriation.	\$500,000,000
35	TOTAL APPROPRIATION.	((\$1,779,520,000))
36		<u>\$1,688,013,000</u>

37 The appropriations in this subsection are subject to the
38 following conditions and limitations:

1 (1) The department is directed to maximize the use of federal
2 funds. The department must update its budget annually to align
3 expenditures with anticipated changes in projected revenues.

4 (2) \$30,458,000 of the long-term services and supports trust
5 account—state appropriation is provided solely for implementation of
6 the long-term services and support trust program. Of this amount,
7 \$10,932,833 is provided for implementation of the long-term services
8 and support trust program information technology project and is
9 subject to the conditions, limitations, and review provided in
10 section 701 of this act.

11 (3) Within existing resources, the department must reassess its
12 ongoing staffing and funding needs for the paid family medical leave
13 program and submit documentation of the updated need to the governor
14 and appropriate committees of the legislature by September 1, 2021,
15 and annually thereafter.

16 (4) \$101,000 of the employment service administrative account—
17 state appropriation is provided solely for information technology
18 enhancements necessary for implementation of job title reporting and
19 is subject to the conditions, limitations, and review provided in
20 section 701 of this act.

21 (5) (a) Within existing resources, the department shall coordinate
22 outreach and education to paid family and medical leave benefit
23 recipients with a statewide family resource, referral, and linkage
24 system that connects families with children prenatal through age five
25 and residing in Washington state to appropriate services and
26 community resources. This coordination shall include but is not
27 limited to placing information about the statewide family resource,
28 referral, and linkage system on the paid family and medical leave
29 program web site and in printed materials, and conducting joint
30 events.

31 (b) Within existing resources, by December 1, 2021, and each year
32 thereafter, the department shall submit a report to the governor and
33 the appropriate committees of the legislature concerning the ability
34 for the paid family and medical leave program and a statewide family
35 resource, referral, and linkage system to provide integrated services
36 to eligible beneficiaries. The report shall include an analysis of
37 any statutory changes needed to allow information and data to be
38 shared between the statewide family resource, referral, and linkage
39 system and the paid family and medical leave program.

1 (6) Within existing resources, the department shall report the
2 following to the legislature and the governor by September 30, 2021,
3 and each year thereafter:

4 (a) An inventory of the department's programs, services, and
5 activities, identifying federal, state, and other funding sources for
6 each;

7 (b) Federal grants received by the department, segregated by line
8 of business or activity, for the most recent five fiscal years, and
9 the applicable rules;

10 (c) State funding available to the department, segregated by line
11 of business or activity, for the most recent five fiscal years;

12 (d) A history of staffing levels by line of business or activity,
13 identifying sources of state or federal funding, for the most recent
14 five fiscal years;

15 (e) A projected spending plan for the employment services
16 administrative account and the administrative contingency account.
17 The spending plan must include forecasted revenues and estimated
18 expenditures under various economic scenarios.

19 (7) \$3,264,000 of the employment services administrative account—
20 state appropriation is provided solely for the continuation of the
21 office of agricultural and seasonal workforce services.

22 (8) \$476,000 of the unemployment compensation administration
23 account—federal appropriation is provided for the department to
24 implement chapter 2, Laws of 2021 (unemployment insurance). If the
25 department does not receive adequate funding from the United States
26 department of labor to cover these costs, the department may use
27 funding made available to the state through section 903 (d), (f), and
28 (g) of the social security act (Reed act) in an amount not to exceed
29 the amount provided in this subsection (8).

30 (9) (a) \$875,000 of the general fund—state appropriation for
31 fiscal year 2022 (~~(, \$875,000 of the general fund state appropriation~~
32 ~~for fiscal year 2023,)) and ((~~\$7,385,000~~)) \$8,260,000 of the workforce
33 education investment account—state appropriation are provided solely
34 for career connected learning grants as provided in RCW 28C.30.050.~~

35 (b) \$3,000,000 of the workforce education investment
36 account—state appropriation is provided solely for career connect
37 learning grants to sector intermediaries. Up to five percent of the
38 amount in this subsection may be used for administrative expenses
39 associated with the sector intermediary grant program.

1 (10) \$1,222,000 of the employment services administrative account
2 —state appropriation and \$1,500,000 of the family and medical leave
3 insurance account—state appropriation are provided solely for the
4 maintenance and operation of the disaster recovery continuity of
5 operations information technology project.

6 (11) \$80,000 of the employment services administrative account—
7 state appropriation is provided solely for the department to produce
8 a report on the feasibility of replicating the existing unemployment
9 insurance program to serve individuals not eligible for unemployment
10 insurance due to immigration status. The study shall identify
11 programmatic differences that would mitigate barriers to access and
12 reduce fear of participation and identify the operational and
13 caseload costs associated with the replication. If using a replica of
14 the unemployment insurance program conflicts with federal law, the
15 study shall assess the operational and caseload costs of similar
16 social net programs that serve individuals regardless of their
17 citizenship status. The departments shall jointly submit
18 recommendations required by this section to the governor and
19 appropriate legislative committees no later than November 5, 2021.
20 The department shall:

21 (a) Work with the departments of labor and industries, social and
22 health services, and commerce and the office of the governor;

23 (b) Convene and meet at least three times with a group of eight
24 to ten external stakeholders comprised of representatives from
25 geographically diverse immigrant advocacy groups, labor organizations
26 with a state-wide presence, workers' rights groups, and legal and
27 policy advocacy groups focused on immigration and employment law; and

28 (c) Hold at least one listening session with community members.

29 (12) (~~(\$41,456,000)~~) \$31,288,000 of the (~~general fund federal~~
30 ~~appropriation (ARPA) and~~) coronavirus state fiscal recovery fund—
31 federal appropriation, \$2,684,000 of the general fund—federal
32 appropriation (CRF), and \$13,063,000 of the unemployment compensation
33 administration account—federal appropriation are provided solely for
34 the department to address the impacts of COVID-19 on the state
35 unemployment system in order to prevent and detect fraud, promote
36 equitable access to the unemployment insurance system, and ensure the
37 timely payment of unemployment insurance benefits. Of the amounts
38 provided in this subsection:

1 (a) \$22,346,000 of the (~~general fund federal appropriation~~
2 ~~(ARPA)~~) coronavirus state fiscal recovery fund—federal appropriation
3 is provided solely for the department to address an anticipated
4 increase in the unemployment insurance appeals caseload.

5 (b) (~~(\$5,768,000)~~) \$6,223,000 of the (~~general fund federal~~
6 ~~appropriation—(ARPA)~~) unemployment compensation account—federal
7 appropriation is provided solely for the department to ensure
8 adequate security measures are in place to prevent unemployment
9 insurance fraud and cases are investigated in a timely manner.

10 (c) \$4,465,000 of the (~~general fund federal appropriation~~
11 ~~(ARPA)~~) coronavirus state fiscal recovery fund—federal appropriation
12 is provided solely for the department to migrate and upgrade the
13 unemployment insurance customer call center phone system to a cloud-
14 based system. Prior to executing a contract, the department shall
15 consult with the office of the chief information officer. The
16 department must ensure that the project plan, timeline with
17 quantifiable deliverables, and budget by fiscal year by fund, to
18 include ongoing costs by fiscal year, are adhered to. The department
19 shall report on the status of the project to the office of financial
20 management and the relevant committees of the legislature by December
21 1, 2021.

22 (d) (~~(\$400,000 of the general fund federal appropriation (ARPA)~~
23 ~~is provided solely for translation of documents and letters and other~~
24 ~~improvements to ensure customer ease-of-access.~~

25 ~~(e))~~ \$4,477,000 of the (~~general fund federal~~
26 ~~appropriation—(ARPA)~~) coronavirus state fiscal recovery fund—federal
27 appropriation is provided for the department to process the
28 unemployment insurance claimant backlog and to make program changes
29 that enhance user experience in order to reduce claimant errors.

30 ~~((+f))~~ (e) \$1,417,000 of the general fund—
31 federal appropriation (CRF) is provided solely for the department to
32 contract with the national guard to assist the department with its
33 unemployment insurance claims backlog.

34 ~~((+g))~~ (f) \$1,267,000 of the general fund—
35 federal appropriation (CRF) is provided solely for the department to
36 contract with a vendor to provide fact-finding services related to
37 unemployment insurance claims.

38 ~~((-h) \$4,000,000)~~ (g) \$6,840,000 of the
39 (~~general fund federal appropriation—(ARPA)~~ for fiscal year

1 2022))unemployment compensation administration account—federal
2 appropriation is provided solely for the department to (~~translate~~
3 ~~notices~~))implement the federal United States department of labor
4 equity grant. This grant includes improving the translation of
5 notices sent to claimants as part of their unemployment insurance
6 claims into any of the 10 languages most frequently spoken in the
7 state and other language, demographic, and geographic equity
8 initiatives approved by the grantor. The department must also ensure
9 that letters, alerts, and notices produced manually or by the
10 department's unemployment insurance technology system are written in
11 plainly understood language and evaluated for ease of claimant
12 comprehension before they are approved for use.

13 (13) \$10,000,000 of the unemployment compensation administration
14 account—federal appropriation is provided solely for the department
15 to make information technology improvements to improve user
16 experience and increase security to prevent unemployment insurance
17 fraud. If the department does not receive adequate funding from the
18 United States department of labor to cover these costs, the
19 department may use funding made available to the state through
20 section 903 (d), (f), and (g) of the social security act (Reed act)
21 in an amount not to exceed the amount provided in this subsection.
22 This subsection is subject to the conditions, limitations, and review
23 provided in section 701 of this act.

24 (14) Within existing resources, the department shall report to
25 the legislature by September 2, 2021, the following information
26 pertaining to the unemployment insurance program:

27 (a) The number of full time equivalent employees of the
28 department who were working in the unemployment insurance program,
29 including those who were reassigned internally to the unemployment
30 insurance program, the number of full time equivalent employees that
31 were contracted by the department from other state agencies, and the
32 number of contractors or consultants engaged by the department, on a
33 monthly basis beginning March 1, 2020, through the latest available
34 month;

35 (b) A projection of full-time equivalent staffing or contractor
36 needs that would be affordable within anticipated base and above-base
37 federal unemployment administrative revenues;

38 (c) A spending plan for anticipated federal unemployment revenues
39 other than base or above-base revenues, including any proposed
40 additional full-time equivalent staff, consultants, contractors, or

1 other investments related to helping the department reduce the
2 backlog of unemployment insurance claims, appeals, denials,
3 overpayments, and other claimant issues; and

4 (d) A budget for the unemployment insurance program, showing
5 expenditures by object and fund source, for fiscal years 2022 and
6 2023, along with any projected shortfalls in revenues.

7 (15) \$797,000 of the general fund—state appropriation for fiscal
8 year 2022, \$1,874,000 of the general fund—state appropriation for
9 fiscal year 2023, and \$979,000 of the family medical leave insurance
10 account—state appropriation is provided solely for the implementation
11 of Engrossed Substitute Senate Bill No. 5097 (paid leave coverage).
12 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
13 ~~this subsection shall lapse.~~)

14 (16) \$90,000 of the unemployment account—federal appropriation is
15 provided solely for the implementation of Engrossed Substitute Senate
16 Bill No. 5190 (health care workers/benefits). (~~If the bill is not~~
17 ~~enacted by June 30, 2021, the amount provided in this subsection~~
18 ~~shall lapse.~~)

19 (17) \$5,322,000 of the unemployment account—federal appropriation
20 is provided solely for the department to implement Engrossed
21 Substitute Senate Bill No. 5193 (unemployment ins. system). (~~If the~~
22 ~~bill is not enacted by July 1, 2021, the amount provided in this~~
23 ~~subsection shall lapse.~~)

24 (18) (~~(\$168,745,000)~~) \$34,840,000 of the coronavirus state fiscal
25 recovery (~~account~~) fund—federal appropriation is provided solely for
26 the implementation of Engrossed Second Substitute House Bill No. 1073
27 (paid leave coverage). (~~Of the amount provided in this subsection,~~
28 ~~at least 95 percent is provided solely for grants and assistance~~
29 ~~awarded by the department pursuant to the bill. If the bill is not~~
30 ~~enacted by June 30, 2021, the amount provided in this subsection~~
31 ~~shall lapse.~~)

32 (19) \$500,000,000 of the unemployment insurance relief fund—state
33 appropriation is provided solely for the implementation of
34 unemployment insurance relief provided pursuant to Engrossed
35 Substitute Senate Bill No. 5478 (unemployment insurance). (~~If the~~
36 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
37 ~~subsection shall lapse.~~) The department is directed to implement the
38 bill within existing resources.

1 (20) \$1,806,000 of the long-term services and supports trust
2 account—state appropriation is provided solely for the implementation
3 of Substitute House Bill No. 1323 (long-term services trust). (~~If~~
4 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
5 ~~subsection shall lapse.~~)

6 (21) \$1,075,000 of the unemployment account—federal appropriation
7 is provided solely for the implementation of Substitute House Bill
8 No. 1455 (social security/L&I & ESD). (~~If the bill is not enacted by~~
9 ~~June 30, 2021, the amount provided in this subsection shall lapse.~~)

10 (22) \$10,571,000 of the (~~general fund~~)unemployment compensation
11 administration account—federal appropriation is provided solely for
12 administration costs related to the federal unemployment insurance
13 programs extended under the American rescue plan act of 2021, P.L.
14 117-2.

15 (23) \$50,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$50,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for the North Central
18 educational service district 171 to support the development of
19 industry and education partnerships and expand career awareness,
20 exploration and preparation activities for youth in Grant county.

21 (24) \$4,843,000 of the employment service
22 administrative account—state appropriation is provided solely for the
23 replacement of the WorkSource integrated technology platform. The
24 replacement system must support the workforce administration
25 statewide to ensure adoption of the United States department of
26 labor's integrated service delivery model and program performance
27 requirements for the state's workforce innovation and opportunity act
28 and other federal grants. This subsection is subject to the
29 conditions, limitations, and review provided in section 701 of this
30 act.

31 (25) \$6,208,000 of the general fund—state
32 appropriation for fiscal year 2023 is provided solely for the
33 continuation of the economic security for all program. The department
34 must collect quarterly data on the number of participants that
35 participate in the program, the costs associated with career,
36 training, and other support services provided, and progress made
37 towards self-sufficiency. The department must provide a report to the
38 governor and the legislature on December 1, 2022, and June 1, 2023,

1 that includes an analysis of the program, a summary of the quarterly
2 data collected, and associated recommendations for program delivery.

3 (26) \$1,720,000 of the family and medical leave
4 insurance account—state appropriation is provided solely for
5 implementation of Second Substitute Senate Bill No. 5649 (family and
6 medical leave). If the bill is not enacted by June 30, 2022, the
7 amount provided in this subsection shall lapse.

8 (27) \$702,000 of the unemployment compensation
9 administration account—federal appropriation is provided solely for
10 implementation of Engrossed Substitute Senate Bill No. 5873
11 (unemployment insurance). If the bill is not enacted by June 30,
12 2022, the amount provided in this subsection shall lapse.

13 (28) \$262,000 of the employment services
14 administrative account—state appropriation is provided solely for
15 implementation of Engrossed Substitute Senate Bill No. 5847 (public
16 employee PSLF info). If the bill is not enacted by June 30, 2022, the
17 amount provided in this subsection shall lapse.

18 (29) \$140,000 of the general fund—state appropriation
19 for fiscal year 2023 is provided solely for one full-time employee to
20 provide casework on behalf of constituents who contact their
21 legislators to escalate unresolved claims.

22 (30) \$1,691,000 of the general fund—state
23 appropriation for fiscal year 2022 and \$3,049,000 of the general fund
24 —state appropriation for fiscal year 2023 are provided solely for the
25 department to temporarily hire additional staff during the COVID-19
26 pandemic if existing resources are not sufficient to manage
27 unemployment insurance program claims and backlogs. Prior to hiring
28 additional staff under this subsection, the department must consult
29 with the office of financial management.

30 **Sec.**

226

31 2021 c 334 s 226 (uncodified) is amended to read as follows:

32 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—GENERAL**

33 (1) (a) The appropriations to the department of children, youth,
34 and families in this act shall be expended for the programs and in
35 the amounts specified in this act. Appropriations made in this act to
36 the department of children, youth, and families shall initially be
37 allotted as required by this act. The department shall seek approval
38 from the office of financial management prior to transferring moneys

1 between sections of this act except as expressly provided in this
2 act. Subsequent allotment modifications shall not include transfers
3 of moneys between sections of this act except as expressly provided
4 in this act, nor shall allotment modifications permit moneys that are
5 provided solely for a specified purpose to be used for other than
6 that purpose. However, after May 1, 2022, unless prohibited by this
7 act, the department may transfer general fund—state appropriations
8 for fiscal year 2022 among programs after approval by the director of
9 the office of financial management. However, the department may not
10 transfer state appropriations that are provided solely for a
11 specified purpose except as expressly provided in (b) of this
12 subsection.

13 (b) To the extent that transfers under (a) of this
14 subsection are insufficient to fund actual expenditures in excess of
15 fiscal year 2022 caseload forecasts and utilization assumptions in
16 the foster care, adoption support, child protective services, working
17 connections child care, and the juvenile rehabilitation programs or
18 in response to the COVID-19 pandemic, the department may transfer
19 appropriations that are provided solely for a specified purpose.

20 (2) The health care authority, the health benefit exchange, the
21 department of social and health services, the department of health,
22 and the department of children, youth, and families shall work
23 together within existing resources to establish the health and human
24 services enterprise coalition (the coalition). The coalition, led by
25 the health care authority, must be a multi-organization collaborative
26 that provides strategic direction and federal funding guidance for
27 projects that have cross-organizational or enterprise impact,
28 including information technology projects that affect organizations
29 within the coalition. The office of the chief information officer
30 shall maintain a statewide perspective when collaborating with the
31 coalition to ensure that projects are planned for in a manner that
32 ensures the efficient use of state resources, supports the adoption
33 of a cohesive technology and data architecture, and maximizes federal
34 financial participation. ~~((The work of the coalition and any project
35 identified as a coalition project is subject to the conditions,
36 limitations, and review provided in section 701 of this act.))~~

37 (3) Information technology projects or investments and proposed
38 projects or investments impacting time capture, payroll and payment
39 processes and systems, eligibility, case management, and

1 authorization systems within the department are subject to technical
2 oversight by the office of the chief information officer.

3 **Sec. 227** .

4 2021 c 334 s 227 (uncodified) is amended to read as follows:

5 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—CHILDREN AND**
6 **FAMILIES SERVICES PROGRAM**

7	General Fund—State Appropriation (FY 2022)	
8	((\$389,597,000))	
9		<u>\$374,129,000</u>
10	General Fund—State Appropriation (FY 2023)	
11	((\$403,209,000))	
12		<u>\$456,485,000</u>
13	General Fund—Federal Appropriation. .	((\$475,829,000))
14		<u>\$486,218,000</u>
15	General Fund—Private/Local Appropriation.	\$2,824,000
16	Coronavirus State Fiscal Recovery Fund—Federal	
17	Appropriation.	\$5,500,000
18	TOTAL APPROPRIATION.	((\$1,276,959,000))
19		<u>\$1,325,156,000</u>

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

22 (1) \$748,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$748,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely to contract for the operation of
25 one pediatric interim care center. The center shall provide
26 residential care for up to thirteen children through two years of
27 age. Seventy-five percent of the children served by the center must
28 be in need of special care as a result of substance abuse by their
29 mothers. The center shall also provide on-site training to
30 biological, adoptive, or foster parents. The center shall provide at
31 least three months of consultation and support to the parents
32 accepting placement of children from the center. The center may
33 recruit new and current foster and adoptive parents for infants
34 served by the center. The department shall not require case
35 management as a condition of the contract. No later than December 1,
36 2021, the department must, in consultation with the health care
37 authority, report to the appropriate legislative committees on
38 potential options to maximize federal funding for the center,

1 including any potential for the center to bill managed care
2 organizations for services provided to medicaid recipients.

3 (2) \$453,000 of the general fund—state appropriation for fiscal
4 year 2022 and ~~(\$453,000)~~ \$722,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for the costs
6 of hub home foster and kinship families that provide a foster care
7 delivery model that includes a hub home. Use of the hub home model is
8 intended to support foster parent retention, provide support to
9 biological families, improve child outcomes, and encourage the least
10 restrictive community placements for children in out-of-home care.

11 (a) \$453,000 of the general fund—state appropriation
12 for fiscal year 2022 and \$572,000 of the general fund—state
13 appropriation for fiscal year 2023 are provided solely for the costs
14 of hub home foster 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) \$150,000 of the general fund—state appropriation
19 for fiscal year 2023 is provided solely to support long-term
20 implementation of the hub home model, including integrating the hub
21 home model within the department's current and future service array
22 and multiyear expansion planning. The department shall submit a
23 preliminary report to the governor and appropriate legislative
24 committees by December 1, 2022, and a final report to the governor
25 and appropriate legislative committees by June 30, 2023, that details
26 its progress and plans for long-term implementation of the hub home
27 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
34 appropriation for fiscal year 2022 and \$662,000 of the general fund—
35 state appropriation for fiscal year 2023 are provided solely for the
36 department to contract with a community organization with expertise
37 in the LifeSet case management model to serve youth and adults
38 currently being served in or exiting the foster care, juvenile

1 justice, and mental health systems to successfully transition to
2 adulthood.

3 ~~((29))~~ (28) \$326,000 of the general fund—
4 state appropriation for fiscal year 2022, \$326,000 of the general
5 fund—state appropriation for fiscal year 2023, and \$148,000 of the
6 general fund—federal appropriation are provided solely to implement
7 Engrossed Second Substitute House Bill No. 1194 (parent-child
8 visitation). ~~((If the bill is not enacted by June 30, 2021, the
9 amounts provided in this subsection shall lapse.~~

10 ~~(30))~~ (29) \$499,000 of the general fund—
11 state appropriation for fiscal year 2022, \$499,000 of the general
12 fund—state appropriation for fiscal year 2023, and \$310,000 of the
13 general fund—federal appropriation are provided solely to expand the
14 family connections program in two areas of the state in which the
15 program is not already established as of the effective date of this
16 section. One expansion site must be located west of the crest of the
17 Cascade mountain range and the other expansion site must be located
18 east of the crest of the Cascade mountain range. The program
19 expansion must follow the family connections program model pursuant
20 to RCW 74.13.715. To operate the two expansion sites, the department
21 must contract with a community-based organization that has experience
22 working with the foster care population and administering the family
23 connections program.

24 ~~((31))~~ (30) \$25,000 of the general fund—
25 state appropriation for fiscal year 2023 and \$25,000 of the general
26 fund—federal appropriation (ARPA) are provided solely for the
27 department to implement Engrossed Second Substitute House Bill No.
28 1227 (child abuse allegations). ~~((If the bill is not enacted by June
29 30, 2021, the amounts provided in this subsection shall lapse.~~

30 ~~(32))~~ (31) If the department receives an
31 allocation of federal funding through an unanticipated receipt, the
32 department shall not expend more than what was approved or for
33 another purpose than what was approved by the governor through the
34 unanticipated receipt process pursuant to RCW 43.79.280.

35 (32) \$1,513,000 of the general fund—state
36 appropriation for fiscal year 2023 is provided solely for a new
37 behavioral rehabilitation services facility in Vancouver.

38 (33) \$449,000 of the general fund—state appropriation
39 for fiscal year 2022, \$1,203,000 of the general fund—state

1 appropriation for fiscal year 2023, and \$353,000 of the general fund—
2 federal appropriation are provided solely for the department to
3 revise and update its policies, procedures, and the state Title IV-E
4 plan to reflect that it is appropriate to only refer child welfare
5 cases to the department of social and health services division of
6 child support enforcement when the court has found a child to have
7 been abandoned by their parent or guardian as defined in RCW
8 13.34.030.

9 (34) \$800,000 of the general fund—state appropriation
10 for fiscal year 2023 and \$200,000 of the general fund—federal
11 appropriation are provided solely for the department to contract for
12 a child welfare workload study, which must include an evaluation of
13 workload impacts required by state and federal law and make
14 recommendations for staffing models and system improvements.

15 (a) The study must consider, but is not limited to,
16 enacted laws and forthcoming legislation related to child welfare
17 such as the keeping families together act, chapter 211, Laws of 2021,
18 and the family first prevention services act.

19 (b) The study must include, at a minimum, all child
20 welfare case-carrying workers including but not limited to: Child
21 protective services, child welfare case workers, and child welfare
22 licensing staff, including foster care assessment, safety and
23 monitoring, and child protective services licensing.

24 (c) The study must evaluate the workload impacts
25 related to changes in the application of the federal Indian child
26 welfare act, 25 U.S.C. Secs. 1901-1963 and the Washington state
27 Indian child welfare act, chapter 13.38 RCW as required by *In re*
28 *Dependency of G.J.A., A.R.A., S.S.A., J.J.A., and V.A.*, 197 Wn.2d 868
29 (2021) and *In re Dependency of Z.J.G. and M.E.J.G.*, 196 Wn.2d 152
30 (2020).

31 (d) The department must establish a steering committee
32 inclusive of members who are familiar with public child welfare
33 practice and who have had substantial experience with similar
34 studies. The steering committee members will be appointed by the
35 agency secretary and must include internal and external members.

36 (e) A final report must also include recommendations
37 to streamline internal processes; to more equitably allocate staff
38 and contracted resources statewide; to reduce workload through
39 technology; to reduce staff attrition; and to increase direct service

1 time. The report must be submitted to the governor and appropriate
2 fiscal committees of the legislature by June 30, 2023.

3 (35) Within the amounts provided in this section,
4 sufficient funding is provided for the department to contract with a
5 community organization to administer monthly stipends to young adults
6 who were impacted by the federal moratorium that prohibited states
7 from discharging them from extended foster care due to age through
8 September 30, 2021, and young adults who age out of extended foster
9 care between October 1, 2021, and June 30, 2023. To the extent
10 feasible, the organization must administer the monthly stipends at
11 consistent amounts per young adult each month.

12 (36) \$200,000 of the general fund—state appropriation
13 for fiscal year 2023 is provided solely for the department to
14 contract for a systems assessment of state and federally funded
15 services and benefits for young adults enrolled in or exiting
16 extended foster care and make recommendations to improve the
17 continuum of supports for the extended foster care population to
18 support successful transitions to independent adulthood.

19 (a) The systems assessment must include, but is not
20 limited to, the following:

21 (i) A survey of state and federally funded services
22 and benefits, and the utilization of such services and benefits,
23 including but not limited to economic services, housing programs and
24 payment vouchers, independent living programs, educational supports,
25 and access to postsecondary opportunities, including vocational
26 training and placement programs, legal services, navigation
27 assistance, and peer mentoring. The survey must examine how these
28 services and benefits contribute to a continuum of supports for young
29 adults enrolled in extended foster care and those who have exited
30 since September 2021;

31 (ii) A young adult needs assessment, including
32 collecting data on young adults enrolled in extended foster care and
33 those who have exited since September 2021. The needs assessment must
34 also gauge young adults' awareness of and ability to access the
35 available services and benefits;

36 (iii) Identification of gaps or redundancies within
37 the existing array of state and federally funded programs serving the
38 extended foster care population;

1 (iv) Identification of funding sources or programs
2 that could be used to address any gaps in the array of services and
3 benefits available; and

4 (v) An assessment of the various data systems
5 currently used or capable of being used to report on the young adult
6 population served by the extended foster care program. The data
7 assessment must include a discussion of any system limitations and
8 recommendations to support future data tracking of outcomes for this
9 population.

10 (b) The department and contractor must engage with
11 state agencies administering relevant programs, contracted
12 organizations serving the extended foster care population, and young
13 adults currently in extended foster care and those who have exited
14 since September 2021 to conduct the systems assessment. A status
15 update must be submitted to the governor and appropriate fiscal and
16 policy committees of the legislature by November 30, 2022. A final
17 report must be submitted to the governor and appropriate fiscal and
18 policy committees by June 30, 2023.

19 (37) \$492,000 of the general fund—state appropriation
20 for fiscal year 2023 and \$133,000 of the general fund—federal
21 appropriation are provided solely to implement Substitute House Bill
22 No. 1747 (child relative placements). If the bill is not enacted by
23 June 30, 2022, the amounts provided in this subsection shall lapse.

24 (38) \$3,920,000 of the general fund—state
25 appropriation for fiscal year 2022, \$15,679,000 of the general fund—
26 state appropriation for fiscal year 2023, and \$4,302,000 of the
27 general fund—federal appropriation are provided solely to, effective
28 April 1, 2022, increase the hourly rate for contracted visitation
29 providers, implement standards regarding Indian child welfare act
30 quality enhancement and compliance in visitation contracts, and
31 reimburse visitation providers for mileage travelled between zero and
32 60 miles. It is the intent of the legislature that contracted
33 visitation providers use funding provided in this subsection to
34 increase hourly wages for visitation workers.

35 (39) \$767,000 of the general fund—state appropriation
36 for fiscal year 2023 is provided solely for the child welfare housing
37 assistance pilot program authorized in RCW 74.13.802.

38 (40) \$100,000 of the general fund—state appropriation
39 for fiscal year 2023 is provided solely for the provision of

1 SafeCare, an evidence-based parenting program, for families in Grays
2 Harbor county.

3 (41) \$50,000 of the general fund—state appropriation
4 for fiscal year 2023 is provided solely to establish and implement
5 two play-and-learn groups for families in Grays Harbor county.

6 (42) \$300,000 of the general fund—state appropriation
7 for fiscal year 2023 is provided solely for the department to
8 contract with a clinic that treats prenatal substance exposure in
9 children up to age 13 and that primarily serves families from
10 Snohomish and King counties. It is the intent of the legislature that
11 the department's contract with the clinic prioritize children for
12 services who are at risk of being removed from their family home, who
13 were recently reunified with their family following an out-of-home
14 placement, who have experienced multiple out-of-home placements and
15 are at risk of additional placements, and any other priority
16 populations identified by the department.

17 (43) \$1,926,000 of the general fund—state
18 appropriation for fiscal year 2022, \$7,704,000 of the general fund—
19 state appropriation for fiscal year 2023, and \$3,745,000 of the
20 general fund—federal appropriation are provided solely to increase
21 the monthly rate paid to contracted behavioral rehabilitation
22 services facilities to \$16,861.91 per youth, effective April 1, 2022.
23 It is the intent of the legislature that the department's vendor
24 contracts specify that the funding provided in this subsection is to
25 increase the hourly wage for direct care workers, with the intent of
26 the legislature to achieve at least \$25.00.

27 (44) \$650,000 of the general fund—state appropriation
28 for fiscal year 2022, \$2,598,000 of the general fund—state
29 appropriation for fiscal year 2023, and \$1,263,000 of the general
30 fund—federal appropriation are provided solely to increase the
31 monthly rate paid for contracted behavioral rehabilitation services
32 therapeutic foster care to \$10,126.92 per youth, effective April 1,
33 2022. It is the intent of the legislature that the department's
34 vendor contracts specify that funding provided in this subsection is
35 provided to increase pass-through payments to therapeutic foster care
36 homes.

37 (45) \$8,440,000 of the general fund—state
38 appropriation for fiscal year 2023 is provided solely to increase the

1 reimbursement rates for combined in-home services providers as
2 recommended in the October 2021 combined in-home services cost study.

3 (46) \$50,000 of the general fund—state appropriation
4 for fiscal year 2022 and \$275,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for improving
6 the financial capability of dependent youth.

7 (a) The department shall develop a report with
8 recommendations of how to improve access to private, self-controlled
9 bank accounts for dependent youth ages 14 and up as well as other
10 strategies for improving financial capability of dependent youth. The
11 department must consult with stakeholders on development of the
12 recommendations and report. The report shall include but is not
13 limited to an analysis of the following:

14 (i) The documentation and information necessary for
15 youth to establish bank accounts;

16 (ii) Appropriate mechanisms to support youth in
17 establishing the accounts;

18 (iii) Issues related to compliance with current state
19 and federal laws that could impact the availability of accounts and
20 release of funds; and

21 (iv) Data on the number of dependent youth, including
22 youth in extended foster care, ages 14 and up with private, self-
23 controlled bank accounts.

24 (b) The report must include recommendations on how to
25 ensure statewide access to high quality, developmentally, and
26 culturally appropriate financial education for dependent youth ages
27 12 and up.

28 (c) The report must include recommendations for
29 statutory or policy changes, including the number of youth who have
30 established a private self-controlled bank account, to implement the
31 recommendations of the report.

32 (d) The analysis and recommendations are due to the
33 appropriate committees of the legislature by December 1, 2022, in
34 compliance with RCW 43.01.036.

35 **Sec.**

228

36 2021 c 334 s 228 (uncodified) is amended to read as follows:

37 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—JUVENILE**
38 **REHABILITATION PROGRAM**

1	General Fund—State Appropriation (FY 2022)	
2	((\$127,325,000))	
3		<u>\$123,463,000</u>
4	General Fund—State Appropriation (FY 2023)	
5	((\$129,690,000))	
6		<u>\$131,424,000</u>
7	General Fund—Federal Appropriation. . .	((\$3,464,000))
8		<u>\$694,000</u>
9	General Fund—Private/Local Appropriation	((\$1,787,000))
10		<u>\$166,000</u>
11	Washington Auto Theft Prevention Authority Account—	
12	State Appropriation.	\$196,000
13	TOTAL APPROPRIATION.	((\$262,462,000))
14		<u>\$255,943,000</u>

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

17 (1) (~~(\$331,000 of the general fund—state appropriation for fiscal~~
18 ~~year 2022 and \$331,000 of the general fund—state appropriation for~~
19 ~~fiscal year 2023 are provided solely for deposit in the county~~
20 ~~criminal justice assistance account for costs to the criminal justice~~
21 ~~system associated with the implementation of chapter 338, Laws of~~
22 ~~1997 (juvenile code revisions). The amounts provided in this~~
23 ~~subsection are intended to provide funding for county adult court~~
24 ~~costs associated with the implementation of chapter 338, Laws of 1997~~
25 ~~and shall be distributed in accordance with RCW 82.14.310.~~

26 (2)) \$2,841,000 of the general fund—state
27 appropriation for fiscal year 2022 and \$2,841,000 of the general fund
28 —state appropriation for fiscal year 2023 are provided solely for
29 grants to county juvenile courts for the ((juvenile justice))
30 programs identified by the Washington state institute for public
31 policy in its report: "Inventory of Evidence-based, Research-based,
32 and Promising Practices for Prevention and Intervention Services for
33 Children and Juveniles in the Child Welfare, Juvenile Justice, and
34 Mental Health Systems." Additional funding for this purpose is
35 provided through an interagency agreement with the health care
36 authority. County juvenile courts shall apply to the department of
37 children, youth, and families for funding for program-specific
38 participation and the department shall provide grants to the courts

1 consistent with the per-participant treatment costs identified by the
2 institute.

3 (~~(3)~~) (2) \$1,537,000 of the general fund—
4 state appropriation for fiscal year 2022 and \$1,537,000 of the
5 general fund—state appropriation for fiscal year 2023 are provided
6 solely for expansion of the juvenile justice treatments and therapies
7 in department of children, youth, and families programs identified by
8 the Washington state institute for public policy in its report:
9 "Inventory of Evidence-based, Research-based, and Promising Practices
10 for Prevention and Intervention Services for Children and Juveniles
11 in the Child Welfare, Juvenile Justice, and Mental Health Systems."
12 The department may concentrate delivery of these treatments and
13 therapies at a limited number of programs to deliver the treatments
14 in a cost-effective manner.

15 (~~(4)~~) (3)(a) \$6,198,000 of the general
16 fund—state appropriation for fiscal year 2022 and \$6,198,000 of the
17 general fund—state appropriation for fiscal year 2023 are provided
18 solely to implement evidence- and research-based programs through
19 community juvenile accountability grants, administration of the
20 grants, and evaluations of programs funded by the grants. In addition
21 to funding provided in this subsection, funding to implement alcohol
22 and substance abuse treatment programs for locally committed
23 offenders is provided through an interagency agreement with the
24 health care authority.

25 (b) The department of children, youth, and families shall
26 administer a block grant to county juvenile courts for the purpose of
27 serving youth as defined in RCW 13.40.510(4)(a) in the county
28 juvenile justice system. Funds dedicated to the block grant include:
29 Consolidated juvenile service (CJS) funds, community juvenile
30 accountability act (CJAA) grants, chemical dependency/mental health
31 disposition alternative (CDDA), and suspended disposition alternative
32 (SDA). The department of children, youth, and families shall follow
33 the following formula and must prioritize evidence-based programs and
34 disposition alternatives and take into account juvenile courts
35 program-eligible youth in conjunction with the number of youth served
36 in each approved evidence-based program or disposition alternative:
37 (i) Thirty-seven and one-half percent for the at-risk population of
38 youth ten to seventeen years old; (ii) fifteen percent for the
39 assessment of low, moderate, and high-risk youth; (iii) twenty-five

1 percent for evidence-based program participation; (iv) seventeen and
2 one-half percent for minority populations; (v) three percent for the
3 chemical dependency and mental health disposition alternative; and
4 (vi) two percent for the suspended dispositional alternatives.
5 Funding for the special sex offender disposition alternative (SSODA)
6 shall not be included in the block grant, but allocated on the
7 average daily population in juvenile courts. Funding for the
8 evidence-based expansion grants shall be excluded from the block
9 grant formula. Funds may be used for promising practices when
10 approved by the department of children, youth, and families and
11 juvenile courts, through the community juvenile accountability act
12 committee, based on the criteria established in consultation with
13 Washington state institute for public policy and the juvenile courts.

14 (c) The department of children, youth, and families and the
15 juvenile courts shall establish a block grant funding formula
16 oversight committee with equal representation from the department of
17 children, youth, and families and the juvenile courts. The purpose of
18 this committee is to assess the ongoing implementation of the block
19 grant funding formula, utilizing data-driven decision making and the
20 most current available information. The committee will be co-chaired
21 by the department of children, youth, and families and the juvenile
22 courts, who will also have the ability to change members of the
23 committee as needed to achieve its purpose. The committee may make
24 changes to the formula categories in (d)(ii) of this subsection if it
25 determines the changes will increase statewide service delivery or
26 effectiveness of evidence-based program or disposition alternative
27 resulting in increased cost/benefit savings to the state, including
28 long-term cost/benefit savings. The committee must also consider
29 these outcomes in determining when evidence-based expansion or
30 special sex offender disposition alternative funds should be included
31 in the block grant or left separate.

32 (d) The juvenile courts and administrative office of the courts
33 must collect and distribute information and provide access to the
34 data systems to the department of children, youth, and families and
35 the Washington state institute for public policy related to program
36 and outcome data. The department of children, youth, and families and
37 the juvenile courts must work collaboratively to develop program
38 outcomes that reinforce the greatest cost/benefit to the state in the
39 implementation of evidence-based practices and disposition
40 alternatives.

1 (~~(5)~~ ~~\$1,352,000~~) (4) \$645,000 of the
2 general fund—state appropriation for fiscal year 2022 and
3 (~~(\$1,352,000)~~) \$645,000 of the general fund—state appropriation for
4 fiscal year 2023 are provided solely for funding of the teamchild
5 project.

6 (~~(6)~~ ~~\$283,000~~ of the general fund
7 _____ state appropriation for fiscal year 2022 and
8 ~~\$283,000~~ of the general fund _____
9 state appropriation for fiscal year 2023 are provided solely for the
10 juvenile detention alternatives initiative.

11 ~~(7)~~) (5) \$500,000 of the general fund—state
12 appropriation for fiscal year 2022 and \$500,000 of the general fund—
13 state appropriation for fiscal year 2023 are provided solely for a
14 grant program focused on criminal street gang prevention and
15 intervention. The department of children, youth, and families may
16 award grants under this subsection. The department of children,
17 youth, and families shall give priority to applicants who have
18 demonstrated the greatest problems with criminal street gangs.
19 Applicants composed of, at a minimum, one or more local governmental
20 entities and one or more nonprofit, nongovernmental organizations
21 that have a documented history of creating and administering
22 effective criminal street gang prevention and intervention programs
23 may apply for funding under this subsection. Each entity receiving
24 funds must report to the department of children, youth, and families
25 on the number and types of youth served, the services provided, and
26 the impact of those services on the youth and the community.

27 (~~(8)~~) (6) The juvenile rehabilitation
28 institutions may use funding appropriated in this subsection to
29 purchase goods, supplies, and services through hospital group
30 purchasing organizations when it is cost-effective to do so.

31 (~~(9)~~) (7) \$50,000 of the general fund—
32 state appropriation for fiscal year 2022 and \$50,000 of the general
33 fund—state appropriation for fiscal year 2023 are provided solely for
34 grants to county juvenile courts to establish alternative detention
35 facilities similar to the proctor house model in Jefferson county,
36 Washington, that will provide less restrictive confinement
37 alternatives to youth in their local communities. County juvenile
38 courts shall apply to the department of children, youth, and families
39 for funding and each entity receiving funds must report to the

1 department on the number and types of youth serviced, the services
2 provided, and the impact of those services on the youth and the
3 community.

4 ~~((10))~~ (8) \$432,000 of the general fund—
5 state appropriation for fiscal year 2022 and \$432,000 of the general
6 fund—state appropriation for fiscal year 2023 are provided solely for
7 the department to provide housing services to clients releasing from
8 incarceration into the community.

9 ~~((11))~~ (9) \$100,000 of the general fund—
10 state appropriation for fiscal year 2022 is provided solely to assess
11 the juvenile court assessment tool. The juvenile rehabilitation
12 program shall contract with the Washington state institute for public
13 policy to review the standardized juvenile court assessment tool to
14 assess whether it accurately determines eligibility criteria and
15 properly assigns youth to programs that meet their needs. The
16 institute must work in collaboration with the juvenile block grant
17 proviso committee.

18 ~~((12))~~ (10)(a) \$773,000 of the general
19 fund—state appropriation for fiscal year 2022 and \$986,000 of the
20 general fund—state appropriation for fiscal year 2023 are provided
21 solely for implementation of Engrossed Second Substitute House Bill
22 No. 1186 (concerning juvenile rehabilitation community transition
23 services). ~~((If the bill is not enacted by June 30, 2021, the amounts
24 provided in this subsection shall lapse.))~~

25 (b) Of the amounts provided in (a) of this subsection, \$50,000 of
26 the general fund—state appropriation for fiscal year 2022 and
27 \$105,000 of the general fund—state appropriation for fiscal year 2023
28 are provided solely for housing vouchers.

29 ~~((13))~~ (11) \$128,000 of the general fund—
30 state appropriation for fiscal year 2022 is provided solely for
31 implementation of Engrossed Second Substitute House Bill No. 1295
32 (institutional ed./release). ~~((If the bill is not enacted by June 30,
33 2021, the amount provided in this subsection shall lapse.~~

34 ~~(14))~~ (12) \$122,000 of the general fund—
35 state appropriation for fiscal year 2022 and \$123,000 of the general
36 fund—state appropriation for fiscal year 2023 are provided solely for
37 implementation of Engrossed Substitute Senate Bill No. 5118
38 (supporting successful reentry). ~~((If the bill is not enacted by June
39 30, 2021, the amounts provided in this subsection shall lapse.~~

1 ~~(15))~~ (13) Sufficient funding is provided
2 within this section for implementation of Engrossed Second Substitute
3 Senate Bill No. 5304 (reentry services/state and local institutions).

4 ~~((16))~~ (14) Within existing resources, the
5 department shall evaluate the Martin hall juvenile detention facility
6 located in Medical Lake as an option for increased capacity needs for
7 the juvenile rehabilitation program.

8 (15) \$711,000 of the general fund—state appropriation
9 for fiscal year 2022 and \$848,000 of the general fund—state
10 appropriation for fiscal year 2023 are provided solely for
11 implementation of Substitute House Bill No. 2050 (parent pay/child
12 detention). If the bill is not enacted by June 30, 2022, the amounts
13 provided in this subsection shall lapse.

14 (16) (a) The block grant oversight committee, as
15 defined in RCW 13.40.511, shall work in collaboration with the
16 Washington state institute for public policy, the University of
17 Washington's evidence-based practice institute, and the children and
18 family and early learning divisions of the department of children,
19 youth, and families to develop recommendations for the expansion of
20 community juvenile accountability programs funded through juvenile
21 court block grant funding provided by the juvenile rehabilitation
22 division of the department of children, youth, and families and the
23 juvenile courts. The committee's recommendations shall include
24 consideration of the expansion of:

25 (i) Block grant funding to community juvenile programs
26 that provide services to juveniles assessed as low risk;

27 (ii) Block grant funding to community juvenile
28 programs that provide services that are not solely focused on
29 reducing recidivism;

30 (iii) Available block grant funding needed to complete
31 evaluations of programs such that more programs may be evaluated to
32 be classified as evidence-based; and

33 (iv) Classifications used by the Washington state
34 institute for public policy to demonstrate the effectiveness of
35 programs provided by juvenile court.

36 (b) The block grant oversight committee must report
37 its findings and recommendations to the appropriate committees of the
38 legislature by November 1, 2022.

1 (17) \$100,000 of the general fund—state appropriation
2 for fiscal year 2023 is provided solely for the juvenile
3 rehabilitation administration to contract with a peer navigator
4 program that currently mentors and assists with the needs of justice-
5 involved youth and young adults who are from the city of Federal Way
6 and who are currently residing at the Green Hill school. The
7 mentorship program must provide peer coaching and support by aiding
8 in the personal and professional development of incarcerated youth
9 and young adults through life skills, job readiness, youth
10 leadership, and results-based projects.

11 (18) \$40,000 of the general fund—state appropriation
12 for fiscal year 2022 and \$156,000 of the general fund—state
13 appropriation for fiscal year 2023 are provided solely for two
14 juvenile education-security staff positions for juvenile
15 rehabilitation's GED education programs. One education-security
16 position must be located at the Echo Glen children's center to assist
17 with the open doors program and one education-security position must
18 be located at the Green Hill school. The goal of the education-
19 security positions is to provide dependable, daily education
20 opportunities for students participating in the GED programs located
21 at the respective institutional facilities. The education-security
22 positions are responsible for providing daily escort to and from the
23 classroom for students attending school and for providing classroom
24 management during the period while students are attending classes.

25 (19) \$2,100,000 of the general fund—state
26 appropriation for fiscal year 2022 is provided solely for maintaining
27 staffing levels at juvenile rehabilitation facilities independent
28 from fluctuating caseloads.

29 (20) The department of children, youth, and families—
30 juvenile rehabilitation must cease new placements at the Naselle
31 youth camp, with the goal of closing the camp by June 30, 2023. It is
32 the intention of the legislature after the closure to transfer
33 management of the Naselle youth camp land and facilities to the
34 department of natural resources in the 2023-2025 fiscal biennium and
35 develop the facilities into an outdoor school. The department must
36 assist the department of natural resources and the office of the
37 superintendent of public instruction with the proposal on the use of
38 the Naselle youth camp for an outdoor school as needed pursuant to
39 section 310 of this act.

1 (21) \$1,000 of the general fund—state appropriation
2 for fiscal year 2023 is for implementation of Senate Bill No. 5657
3 (juvenile instit./comp sci).

4 **Sec. 229** .
5 2021 c 334 s 229 (uncodified) is amended to read as follows:

6 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—EARLY LEARNING**
7 **PROGRAM**

8	General Fund—State Appropriation (FY 2022)	
9	((\$289,936,000))	
10		<u>\$327,631,000</u>
11	General Fund—State Appropriation (FY 2023)	
12	((\$348,787,000))	
13		<u>\$402,195,000</u>
14	General Fund—Federal Appropriation.	((\$1,066,945,000))
15		<u>\$1,070,579,000</u>
16	General Fund—Private/Local Appropriation.	((\$86,000))
17		<u>\$100,000</u>
18	Education Legacy Trust Account—State Appropriation	
19	((\$28,127,000))	
20		<u>\$28,172,000</u>
21	Home Visiting Services Account—State Appropriation	
22	((\$23,966,000))	
23		<u>\$25,579,000</u>
24	Home Visiting Services Account—Federal Appropriation. . .	\$29,776,000
25	Washington Opportunity Pathways Account—State	
26	Appropriation.	\$80,000,000
27	Workforce Education Investment Account—State	
28	Appropriation.	\$8,482,000
29	TOTAL APPROPRIATION.	((\$1,876,105,000))
30		<u>\$1,972,514,000</u>

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

33 (1) (a) (~~(\$80,273,000)~~) \$82,040,000 of the general fund—state
34 appropriation for fiscal year 2022, (~~(\$119,932,000)~~) \$132,776,000 of
35 the general fund—state appropriation for fiscal year 2023,
36 \$24,070,000 of the education legacy trust account—state
37 appropriation, \$80,000,000 of the opportunity pathways account—state
38 appropriation, and \$25,452,000 of the general fund—federal

1 appropriation (CRRSA/GEER) are provided solely for the early
2 childhood education and assistance program. These amounts shall
3 support at least 15,162 slots in fiscal year 2022 and
4 (~~15,912~~)16,278 slots in fiscal year 2023. Of the total slots in
5 each fiscal year, 100 slots must be reserved for foster children to
6 receive school-year-round enrollment.

7 (b) Of the amounts provided in this subsection, \$14,930,000 of
8 the general fund—state appropriation for fiscal year 2023 and
9 \$14,889,000 of the general fund—federal appropriation (CRRSA/GEER)
10 are for a slot rate increase of ten percent beginning July 1, 2021.
11 The funding provided in this subsection is sufficient for the
12 department to increase rates according to inflation, pursuant to
13 Engrossed Second Substitute Senate Bill No. 5237 (child care & early
14 dev. exp.), beginning in fiscal year 2023 and annually thereafter.

15 (c) Of the amounts provided in this subsection, \$2,664,000 of the
16 general fund—state appropriation for fiscal year 2023 is provided to
17 convert 777 part day slots to full day slots in fiscal year 2023.

18 (d) Of the amounts provided in this subsection,
19 \$409,000 of the general fund—state appropriation for fiscal year 2022
20 and \$859,000 of the general fund—state appropriation for fiscal year
21 2023 are provided solely for a \$54 per slot quality support rate,
22 which will increase by 1.5 percent annually beginning in fiscal year
23 2024.

24 (e) Of the amounts provided in this subsection,
25 \$1,358,000 of the general fund—state appropriation for fiscal year
26 2022 and \$4,612,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for the department to provide
28 early childhood education and assistance program services during
29 summer 2022 to 2,212 part day program slots, including 2,011 slots in
30 an in-person learning program and 201 slots provided other additional
31 services.

32 (f) The department of children, youth, and families
33 must develop a methodology to identify, at the school district level,
34 the geographic locations of where early childhood education and
35 assistance program slots are needed to meet the entitlement specified
36 in RCW 43.216.556. This methodology must be linked to the caseload
37 forecast produced by the caseload forecast council and must include
38 estimates of the number of slots needed at each school district and
39 the corresponding facility needs required to meet the entitlement in

1 accordance with RCW 43.216.556. This methodology must be included as
2 part of the budget submittal documentation required by RCW 43.88.030.

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 to develop and provide
6 culturally relevant supports for parents, family, and other
7 caregivers.

8 (3) The department is the lead agency for and recipient of the
9 federal child care and development fund grant. Amounts within this
10 grant shall be used to fund child care licensing, quality
11 initiatives, agency administration, and other costs associated with
12 child care subsidies.

13 (4) The legislature recognizes that the federal government has
14 provided substantial additional funding through the coronavirus
15 response and relief supplemental appropriations act, P.L. 116-260,
16 division M. and the American rescue plan act of 2021, P.L. 117-2. The
17 purpose of the additional federal funding is to ensure access to
18 affordable child care and to stabilize and support child care
19 providers from the effects of the COVID-19 pandemic. The legislature
20 intends with the passage of Engrossed Second Substitute Senate Bill
21 No. 5237 (child care & early dev. exp.) to implement these federal
22 purposes by expanding eligibility for subsidized child care, reducing
23 parent copayments, increasing provider base rates to recognize
24 increased costs, and providing other financial support to stabilize
25 the child care sector to remain open or to reopen. The legislature
26 finds that the state lacked the fiscal capacity to make these
27 investments and the additional federal funding has provided the
28 opportunity to supplement state funding to expand and accelerate
29 child care access, affordability, and provider support as the state
30 navigates the COVID-19 pandemic and its aftermath.

31 (5) (~~(\$20,110,000)~~) \$39,723,000 of the general fund—state
32 appropriation in fiscal year 2022, (~~(\$45,757,000)~~) \$54,505,000 of the
33 general fund—state appropriation in fiscal year 2023, \$8,482,000 of
34 the workforce education investment account—state appropriation,
35 \$283,375,000 of the general fund—federal appropriation, \$59,893,000
36 of the general fund—federal appropriation (CARES), (~~(\$65,482,000)~~)
37 \$98,723,000 of the general fund—federal appropriation (CRRSA), and
38 (~~(\$111,252,000)~~) \$153,814,000 of the general fund—federal
39 appropriation (ARPA) are provided solely for the working connections

1 child care program under RCW 43.216.135. Of the amounts provided in
2 this subsection:

3 (a) The department of children, youth, and families shall work in
4 collaboration with the department of social and health services to
5 determine the appropriate amount of state expenditures for the
6 working connections child care program to claim towards the state's
7 maintenance of effort for the temporary assistance for needy families
8 program. The departments will also collaborate to track the average
9 monthly child care subsidy caseload and expenditures by fund type,
10 including child care development fund, general fund—state
11 appropriation, and temporary assistance for needy families for the
12 purpose of estimating the annual temporary assistance for needy
13 families reimbursement from the department of social and health
14 services to the department of children, youth, and families.
15 Effective December 1, 2022, and annually thereafter, the department
16 of children, youth, and families must report to the governor and the
17 appropriate fiscal and policy committees of the legislature the total
18 state contribution for the working connections child care program
19 claimed the previous fiscal year towards the state's maintenance of
20 effort for the temporary assistance for needy families program and
21 the total temporary assistance for needy families reimbursement from
22 the department of social and health services for the previous fiscal
23 year.

24 (b) \$6,390,000 is for the compensation components of the
25 2021-2023 collective bargaining agreement covering family child care
26 providers as provided in section 947 of this act. Of the amounts
27 provided in this subsection:

28 (i) \$4,410,000 is for a 35 cent per hour per child rate increase
29 for family, friends, and neighbor providers (FFNs) beginning July 1,
30 2022;

31 (ii) \$854,000 is to increase the rate paid to providers who reach
32 level 3.5 of the state's early achievers quality rating system by two
33 percent beginning July 1, 2021; and

34 (iii) \$1,126,000 is to increase the nonstandard hour care rate by
35 \$10.00 per child per month beginning July 1, 2021.

36 (c) \$42,562,000 of the general fund—federal appropriation (ARPA)
37 and \$2,785,000 of the general fund—federal appropriation (CRRSA) are
38 provided solely for the implementation of an agreement reached
39 between the governor and the service employees international union

1 local 925 for a cost of care rate enhancement for family child care
2 providers under the provisions of chapter 41.56 RCW for fiscal year
3 2023 as provided in section 940 of this act.

4 (d) \$45,935,000 of the general fund—state
5 appropriation for fiscal year 2023 is provided solely for a 16
6 percent subsidy base rate enhancement for child care centers for
7 fiscal year 2023.

8 (e) It is the intent of the legislature to continue to
9 rebase child care provider subsidy base rates to the 85th percentile
10 of market in subsequent fiscal biennia.

11 (f) \$59,893,000 of the general fund—federal
12 appropriation (CARES), \$65,925,000 of the general fund—federal
13 appropriation (CRRSA), and \$99,918,000 of the general fund—federal
14 appropriation (ARPA) are provided solely for enhancements to the
15 working child care connections program, pursuant to Engrossed Second
16 Substitute Senate Bill No. 5237 (child care & early dev. exp.). Of
17 the amounts provided in this subsection:

18 (i) \$28,759,000 of the general fund—federal appropriation
19 (CARES), \$11,993,000 of the general fund—federal appropriation
20 (CRRSA), and \$35,979,000 of the general fund—federal appropriation
21 (ARPA) are provided solely for the implementation of reduced
22 household child care monthly copayments. For households at or below
23 50 percent of the state median income, copayments are capped at \$115
24 through January 1, 2022, and \$90 from January 1, 2022, through fiscal
25 year 2023. For households at or below 60 percent of the state median
26 income, copayments are capped at \$115 through June 30, 2023.

27 (ii) \$31,134,000 of the general fund—federal appropriation
28 (CARES), \$40,195,000 of the general fund—federal appropriation
29 (CRRSA), and \$45,476,000 of the general fund—federal appropriation
30 (ARPA) are provided solely to increase subsidy base rates to the 85th
31 percentile of market for child care providers. The state and the
32 representative for family child care providers must enter into
33 bargaining over the implementation of subsidy rate increases, and
34 apply those increases consistent with the terms of this proviso and
35 the agreement reached between the parties.

36 (iii) \$3,930,000 of the general fund—federal appropriation
37 (CRRSA) and \$4,903,000 of the general fund—federal appropriation
38 (ARPA) are provided solely to waive work requirements for student
39 parents utilizing the working connections child care program.

1 (iv) \$6,726,000 of the general fund—federal appropriation (CRRSA)
2 and \$10,633,000 of the general fund—federal appropriation (ARPA) are
3 provided solely to expand eligibility for the working connections
4 child care program to households at or below 60 percent of state
5 median income, beginning October 1, 2021.

6 (v) \$1,549,000 of the general fund—federal appropriation (CRRSA)
7 and \$982,000 of the general fund—federal appropriation (ARPA) are
8 provided solely for the department to implement an infant rate
9 enhancement for child care providers.

10 ~~((d) In order to not exceed the appropriated amount,~~
11 ~~the department shall manage the program so that the average monthly~~
12 ~~caseload does not exceed 33,000 households and the department shall~~
13 ~~give prioritized access into the program according to the following~~
14 ~~order:~~

15 ~~(i) Families applying for or receiving temporary~~
16 ~~assistance for needy families (TANF);~~

17 ~~(ii) TANF families curing sanction;~~

18 ~~(iii) Foster children;~~

19 ~~(iv) Families that include a child with special needs;~~

20 ~~(v) Families in which a parent of a child in care is a~~
21 ~~minor who is not living with a parent or guardian and who is a full-~~
22 ~~time student in a high school that has a school-sponsored on-site~~
23 ~~child care center;~~

24 ~~(vi) Families with a child residing with a biological~~
25 ~~parent or guardian who have received child protective services, child~~
26 ~~welfare services, or a family assessment response from the department~~
27 ~~in the past six months, and have received a referral for child care~~
28 ~~as part of the family's case management;~~

29 ~~(vii) Families that received subsidies within the last~~
30 ~~thirty days and:~~

31 ~~(A) Have reapplied for subsidies; and~~

32 ~~(B) Have household income of 60 percent of the state~~
33 ~~median income or below; and~~

34 ~~(viii) All other eligible families.~~

35 ~~(e))~~ (g) \$21,215,000 of the
36 general fund—federal appropriation (CRRSA) is provided solely for
37 enrollment based payments from April 2022 through June 2022.

38 (h) On July 1, 2021, and July 1, 2022, the department,
39 in collaboration with the department of social and health services,

1 must report to the governor and the appropriate fiscal and policy
2 committees of the legislature on the status of overpayments in the
3 working connections child care program. The report must include the
4 following information for the previous fiscal year:

5 (i) A summary of the number of overpayments that occurred;

6 (ii) The reason for each overpayment;

7 (iii) The total cost of overpayments;

8 (iv) A comparison to overpayments that occurred in the past two
9 preceding fiscal years; and

10 (v) Any planned modifications to internal processes that will
11 take place in the coming fiscal year to further reduce the occurrence
12 of overpayments.

13 (6) Within available amounts, the department in consultation with
14 the office of financial management shall report enrollments and
15 active caseload for the working connections child care program to the
16 governor and the legislative fiscal committees and the legislative-
17 executive WorkFirst poverty reduction oversight task force on an
18 agreed upon schedule. The report shall also identify the number of
19 cases participating in both temporary assistance for needy families
20 and working connections child care. The department must also report
21 on the number of children served through contracted slots.

22 (7) \$623,000 of the general fund—state appropriation for fiscal
23 year 2022, \$935,000 of the general fund—state appropriation for
24 fiscal year 2023, and \$6,701,000 of the general fund—federal
25 appropriation are provided solely for the seasonal child care
26 program.

27 (8) \$871,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$871,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the department of children,
30 youth, and families to contract with a countywide nonprofit
31 organization with early childhood expertise in Pierce county for a
32 pilot project to prevent child abuse and neglect using nationally
33 recognized models.

34 (a) The nonprofit organization must continue to implement a
35 countywide resource and referral linkage system for families of
36 children who are prenatal through age five.

37 (b) The nonprofit organization must offer a voluntary brief
38 newborn home visiting program. The program must meet the diverse
39 needs of Pierce county residents and, therefore, it must be flexible,

1 culturally appropriate, and culturally responsive. The department, in
2 collaboration with the nonprofit organization, must examine the
3 feasibility of leveraging federal and other fund sources, including
4 federal Title IV-E and medicaid funds, for home visiting provided
5 through the pilot. The department must report its findings to the
6 governor and appropriate legislative committees by September 1, 2022.

7 (9) (a) \$5,899,000 of the general fund—state appropriation for
8 fiscal year 2022 and \$8,382,000 of the general fund—state
9 appropriation for fiscal year 2023 are provided solely for the early
10 childhood intervention prevention services (ECLIPSE) program. The
11 department shall contract for ECLIPSE services to provide therapeutic
12 child care and other specialized treatment services to abused,
13 neglected, at-risk, and/or drug-affected children. The department
14 shall pursue opportunities to leverage other funding to continue and
15 expand ECLIPSE services. Priority for services shall be given to
16 children referred from the department.

17 (b) Of the amounts provided in this subsection (9), \$1,246,000 of
18 the general fund—state appropriation for fiscal year 2022 and
19 \$3,719,000 of the general fund—state appropriation for fiscal year
20 2023 are provided solely for the expansion of ECLIPSE services,
21 pursuant to Engrossed Second Substitute Senate Bill No. 5237 (child
22 care & early dev. exp.). Funding provided for the expansion of
23 services is intended to serve new geographic areas not currently
24 served by ECLIPSE services. (~~If the bill is not enacted by June 30,~~
25 ~~2021, the amounts provided in this subsection (9) (b) shall lapse.~~)

26 (10) The department shall place a ten percent administrative
27 overhead cap on any contract entered into with the University of
28 Washington. In a bi-annual report to the governor and the
29 legislature, the department shall report the total amount of funds
30 spent on the quality rating and improvements system and the total
31 amount of funds spent on degree incentives, scholarships, and tuition
32 reimbursements.

33 (11) \$1,728,000 of the general fund—state appropriation for
34 fiscal year 2022 and \$1,728,000 of the general fund—state
35 appropriation for fiscal year 2023 are provided solely for reducing
36 barriers for low-income providers to participate in the early
37 achievers program.

38 (12) \$300,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$300,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for a contract with a nonprofit
2 entity experienced in the provision of promoting early literacy for
3 children through pediatric office visits.

4 (13) \$4,000,000 of the education legacy trust account—state
5 appropriation is provided solely for early intervention assessment
6 and services.

7 (14) The department shall work with state and local law
8 enforcement, federally recognized tribal governments, and tribal law
9 enforcement to develop a process for expediting fingerprinting and
10 data collection necessary to conduct background checks for tribal
11 early learning and child care providers.

12 (15) \$100,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$100,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for implementation of chapter
15 202, Laws of 2017 (children's mental health).

16 (16) Within existing resources, the department shall implement
17 chapter 409, Laws of 2019 (early learning access).

18 (17)(a) \$7,355,000 of the general fund—state appropriation for
19 fiscal year 2022, \$11,126,000 of the general fund—state appropriation
20 for fiscal year 2023, \$11,032,000 of the general fund—federal
21 appropriation (CRRSA), and \$9,632,000 of the general fund—federal
22 appropriation (ARPA) are provided solely for the implementation of
23 Engrossed Second Substitute Senate Bill No. 5237 (child care & early
24 dev. exp.). (~~If the bill is not enacted by June 30, 2021, the~~
25 ~~amounts provided in this subsection shall lapse.~~) The legislature
26 intends for the appropriations provided in this subsection to
27 stabilize and support child care providers and early learning
28 contractors and to expand families' access to affordable, quality
29 child care and early learning during and after the COVID-19 public
30 health emergency. Of the amounts provided in this subsection:

31 (i) \$2,535,000 of the general fund—state appropriation for fiscal
32 year 2022, \$2,535,000 of the general fund—state appropriation for
33 fiscal year 2023, and \$4,604,000 of the general fund—federal
34 appropriation (CRRSA) are provided solely for the implementation of
35 complex needs funds.

36 (ii) \$966,000 of the general fund—federal appropriation (CRRSA)
37 and \$1,836,000 of the general fund—federal appropriation (ARPA) are
38 provided solely for the implementation of trauma-informed care
39 supports.

1 (iii) \$180,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$3,200,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the department to implement
4 dual language rate enhancements.

5 (iv) \$671,000 of the general fund—state appropriation for fiscal
6 year 2022, \$656,000 of the general fund—state appropriation for
7 fiscal year 2023, and \$3,982,000 of the general fund—federal
8 appropriation (ARPA) are provided solely for the implementation of
9 equity grants.

10 (v) \$773,000 of the general fund—state appropriation for fiscal
11 year 2022, (~~(\$773,000)~~) \$958,000 of the general fund—state
12 appropriation for fiscal year 2023, \$1,500,000 of the general fund—
13 federal appropriation (CRRSA), and \$900,000 of the general fund—
14 federal appropriation (ARPA) are provided solely for infant and early
15 childhood mental health consultation.

16 (vi) \$365,000 of the general fund—federal appropriation (CRRSA)
17 and \$495,000 of the general fund—federal appropriation (ARPA) are
18 provided solely for the expansion of family, friend, and neighbor
19 child care play and learn groups.

20 (vii) \$930,000 of the general fund—state appropriation for fiscal
21 year 2022, \$1,075,000 of the general fund—state appropriation for
22 fiscal year 2023, \$3,597,000 of the general fund—federal
23 appropriation (CRRSA), and \$2,419,000 of the general fund—federal
24 appropriation (ARPA) are provided solely for the implementation of
25 trainings, early achievers scholarships, and other professional
26 development activities. Amounts provided in this subsection may be
27 used to contract with a nonprofit organization that provides
28 relationship-based professional development support to family,
29 friend, and neighbor, child care center, and licensed family care
30 providers.

31 (viii) \$1,585,000 of the general fund—state appropriation for
32 fiscal year 2022 and \$2,196,000 of the general fund—state
33 appropriation for fiscal year 2023 are provided solely for the
34 department to expand the birth-to-three early childhood education and
35 assistance program.

36 (ix) \$421,000 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

1 collaborate with the department of commerce on technical assistance
2 to employers interested in providing child care to employees.

3 (b) The state and the representative for family child care
4 providers must enter into bargaining over the implementation of
5 grants and rate increases included in this proviso, and apply those
6 increases consistent with the terms of this proviso and the agreement
7 reached between the parties.

8 (18) \$265,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$265,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for a statewide family resource
11 and referral linkage system, with coordinated access point of
12 resource navigators who will connect families with children prenatal
13 through age five with services, programs, and community resources
14 through a facilitated referral and linkage process.

15 (19)(a) \$414,000 of the general fund—federal appropriation (ARPA)
16 is provided solely for the department to establish a pilot project to
17 determine the feasibility of a child care license category for multi-
18 site programs operating under one owner or one entity. The department
19 shall adopt rules to implement the pilot project and may waive or
20 adapt licensing requirements when necessary to allow for the
21 operation of a new license category. Pilot participants must include,
22 at least:

- 23 (i) One governmental agency;
- 24 (ii) One nonprofit organization; and
- 25 (iii) One for-profit private business.

26 (b) New or existing license child care providers may participate
27 in the pilot. When selecting and approving pilot project locations,
28 the department shall aim to select a mix of rural, urban, and
29 suburban locations. By July 1, 2024, the department shall submit to
30 the relevant committees of the legislature recommendations on whether
31 to permanently implement this license category and what, if any,
32 changes are needed to law to accomplish this.

33 (20)(a) \$2,771,000 of the home visiting account—state
34 appropriation for fiscal year 2022, \$5,299,000 of the home visiting
35 account—state appropriation for fiscal year 2023, and \$3,000,000 of
36 the general fund—federal appropriation (ARPA) are provided to expand
37 home visiting services, enhance data collection, and support the
38 local implementing agencies providing home visiting services. The
39 department shall:

1 (i) Contract with local implementing agencies to expand home
2 visiting services by October 1, 2021; and

3 (ii) Provide semiannual updates to the home visiting advisory
4 committee established in RCW 43.216.130 that includes an updated
5 number of families served in home visiting programs and a status of
6 the home visiting services account balance.

7 (iii) The home visiting advisory committee established in RCW
8 43.216.130 shall make recommendations to the department and the
9 legislature by June 1, 2022, containing strategies for supporting
10 home visiting providers and serving additional families.
11 Recommendations should include, but are not limited to, strategies in
12 the 2019 report to the legislature *Opportunities and Considerations*
13 *for Expanding Home Visiting Services in Washington State*, such as
14 enhancing data system collections and reporting, professional
15 development supports, and rate adjustments to reimburse for the true
16 cost of service delivery.

17 (b) Of the amounts provided in (a) of this subsection, \$2,528,000
18 of the home visiting account—state appropriation for fiscal year 2023
19 and \$3,000,000 of the general fund—federal appropriation (ARPA) are
20 provided for additional home visiting services in order to implement
21 Engrossed Second Substitute Senate Bill No. 5237 (child care & early
22 dev. exp.). (~~If the bill is not enacted by June 30, 2021, the~~
23 ~~amounts provided in this subsection shall lapse.~~)

24 (21) The appropriations in this section are sufficient funding to
25 implement section 29 of Substitute Senate Bill No. 5151 (foster care
26 & child care).

27 (22)(a) \$390,600,000 of the general fund—federal appropriation
28 (ARPA) and \$9,400,000 of the general fund—federal appropriation
29 (CARES) are provided solely for the department to distribute grants
30 to child care providers to stabilize the child care industry as part
31 of the state's response to the COVID-19 public health emergency.
32 Child care providers are eligible for grants if they are eligible for
33 child care development fund moneys or if they are licensed,
34 regulated, or registered within the state. The funding provided in
35 this subsection must be expended consistent with federal law. Of the
36 amounts provided in this subsection:

37 (i) \$27,342,000 of the general fund—federal appropriation (ARPA)
38 is provided solely for the department to administer the grant
39 program, including but not limited to costs related to creating and

1 administering the online grant application, providing technical
2 assistance and support for applying for and accessing the grants,
3 publicizing the availability of the grants, and processing
4 applications on a rolling basis.

5 (ii) \$11,718,000 of the general fund—federal appropriation (ARPA)
6 is provided solely for the department to contract with an
7 organization to provide language access support to child care
8 providers during the grant application process, including but not
9 limited to translation services, community-based support related to
10 the grant application process, and other grant application support.

11 (iii) \$351,540,000 of the general fund—federal appropriation
12 (ARPA) and \$9,400,000 of the general fund—federal appropriation
13 (CARES) are provided solely for child care stabilization grants to
14 eligible child care providers as defined in section 2202 of the
15 American rescue plan act of 2021 (ARPA). In applying for grants,
16 child care providers are expected to meet the certification
17 requirements defined in section 2202(d)(2)(D)(i) of ARPA. To the
18 extent practicable, at least 10 percent of each grant awarded to an
19 eligible child care provider must be used for compensation increases
20 to employees working at a provider's facility. The department must
21 make its best efforts to distribute 75 percent of the funding
22 provided in this subsection by January 1, 2022, with the remaining 25
23 percent distributed by June 30, 2022. To the extent practicable, the
24 department must prioritize: Providers in child care deserts;
25 providers serving or located in marginalized, low-income communities
26 or communities of color; and providers that help support racial
27 equity across the state. In processing applications, to the extent
28 practicable the department must also prioritize grant applications
29 that include funding for the following purposes:

30 (A) Rent or mortgage payments;

31 (B) Copayment or tuition waivers for families receiving care,
32 including refunds or credits to families who are not attending but
33 are paying tuition in order to maintain a child's spot in the
34 facility;

35 (C) Child care for historically disadvantaged populations;

36 (D) Child care during the summer months;

37 (E) Child care during nonstandard hours;

38 (F) Child care for school-age children;

1 (G) Outreach to families who may have stopped attending due to
2 cost;

3 (H) Mental health supports for children and employees;

4 (I) Broadband access for child care providers that care for
5 school-age children; and

6 (J) Personnel costs, including compensation, benefits, health
7 care premium pay, or paid leave.

8 (b) Nothing in this subsection changes the department's
9 responsibility to collectively bargain over mandatory subjects
10 consistent with RCW 41.56.028(3) or limits the legislature's
11 authority to make programmatic modifications to licensed child care
12 and early learning programs consistent with legislative reservation
13 of rights under RCW 41.56.028(4)(d).

14 (23) \$500,000 of the general fund—federal appropriation (CARES)
15 is provided solely for the department to hire two temporary language
16 access coordinators with specialties in Spanish and Somali to address
17 immediate language access needs at the department related to COVID-19
18 child care relief and recovery in department programs, including but
19 not limited to:

20 (a) Translation of department materials;

21 (b) Outreach to community organizations serving multilingual
22 children and families regarding department programs;

23 (c) Webinars and other technical assistance provided in Spanish
24 and Somali for department programs; and

25 (d) Other means of increasing language access and equity for
26 early learning providers and caregivers in health and safety,
27 licensing and regulations, and public funding opportunities for
28 programs offered by the department.

29 (24) \$100,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$30,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the department to convene a
32 work group that assesses and provides recommendations for creating
33 new infrastructures and funding streams that support youth
34 development. The work group must include representatives from
35 community-based organizations providing youth development programs,
36 including expanded learning, mentoring, school age child care, and
37 wrap around supports and integrated student support. The department
38 must report its findings and recommendations to the governor and

1 legislature by September 1, 2022. The report must include the
2 following recommendations:

3 (a) Programmatic changes for breaking down silos and barriers for
4 youth programming between state agencies;

5 (b) The appropriate program within the department to develop
6 meaningful youth-level, research-based prevention and promotion
7 outcomes, and to support community-based organizations providing
8 those outcomes;

9 (c) The establishment of a state grant program to provide quality
10 youth development opportunities for children and youth ages five
11 through high school graduation; and

12 (d) Strategies to increase access to youth development programs
13 for prioritized populations such as children of color, foster
14 children, children experiencing homelessness, and children involved
15 in the justice system.

16 ~~(25) ((\$27,000 of the general fund state appropriation for fiscal
17 year 2022 is provided solely for the implementation of Second
18 Substitute House Bill No. 1127 (COVID-19 health data privacy). If the
19 bill is not enacted by June 30, 2021, the amount provided in this
20 subsection shall lapse.~~

21 ~~(26))~~ \$5,548,000 of the general fund—federal
22 appropriation (ARPA) is provided solely for allocations from federal
23 funding as authorized in section 2014, the American rescue plan act
24 of 2021, P.L. 117-2.

25 ~~((27))~~ (26)(a) The department must provide
26 to the education research and data center, housed at the office of
27 financial management, data on all state-funded early childhood
28 programs. These programs include the early support for infants and
29 toddlers, early childhood education and assistance program (ECEAP),
30 and the working connections and seasonal subsidized childcare
31 programs including license-exempt facilities or family, friend, and
32 neighbor care. The data provided by the department to the education
33 research data center must include information on children who
34 participate in these programs, including their name and date of
35 birth, and dates the child received services at a particular
36 facility.

37 (b) ECEAP early learning professionals must enter any new
38 qualifications into the department's professional development
39 registry starting in the 2015-16 school year, and every school year
40 thereafter. By October 2017, and every October thereafter, the

1 department must provide updated ECEAP early learning professional
2 data to the education research data center.

3 (c) The department must request federally funded head start
4 programs to voluntarily provide data to the department and the
5 education research data center that is equivalent to what is being
6 provided for state-funded programs.

7 (d) The education research and data center must provide an
8 updated report on early childhood program participation and K-12
9 outcomes to the house of representatives appropriations committee and
10 the senate ways and means committee using available data every March
11 for the previous school year.

12 (e) The department, in consultation with the department of social
13 and health services, must withhold payment for services to early
14 childhood programs that do not report on the name, date of birth, and
15 the dates a child received services at a particular facility.

16 ~~((28))~~ (27) Funding in this section is
17 sufficient for the department to collaborate with the department of
18 commerce to jointly convene and facilitate a child care collaborative
19 task force to continue the work of the task force created in chapter
20 368, Laws of 2019 (2SHB 1344) to establish a true cost of quality of
21 child care. The task force shall report its findings and
22 recommendations to the governor and the appropriate committees of the
23 legislature by November 1, 2022.

24 ~~((29))~~ (28) \$900,000 of the general fund—
25 state appropriation for fiscal year 2022 is provided solely for the
26 department to provide early childhood education and assistance
27 program services during July and August of 2021 to address learning
28 loss and to meet the unique educational and other needs of 468
29 children whose enrollment was interrupted or delayed due to the
30 COVID-19 public health emergency.

31 (29) \$260,000 of the general fund—state appropriation
32 for fiscal year 2023 is provided solely for the department to
33 implement an infant and early childhood mental health consultation
34 initiative to support tribal child care and early learning programs.
35 Funding may be used to provide culturally congruent infant and early
36 childhood mental health supports for tribal child care, tribal early
37 childhood education and assistance program, and tribal head start
38 providers. The department must consult with federally recognized
39 tribes which may include round tables through the Indian policy early
40 learning committee.

1 (30) \$640,000 of the general fund—state appropriation
2 for fiscal year 2023 is provided solely for the department to help
3 expand and support family, friend, or neighbor caregivers with a
4 focus on the provision of play and learn groups. Funding provided in
5 this subsection may be used for the department to:

6 (a) Fund consistent staffing across the state's six
7 geographic regions to support the needs of family, friend, or
8 neighbor caregivers;

9 (b) Contract with a statewide child care resource and
10 referral program to sustain and expand the number of facilitated play
11 groups to meet the needs of communities statewide;

12 (c) Support existing infrastructure for organizations
13 that have developed the three existing play and learn program models
14 so they have capacity to provide training, technical assistance,
15 evaluation, data collection, and other support needed for
16 implementation; and

17 (d) Provide direct implementation support to
18 community-based organizations that offer play and learn
19 groups .

20 (31) \$1,267,000 of the general fund—state
21 appropriation for fiscal year 2023 is provided solely for the
22 department to pay the application and fingerprint processing fees on
23 behalf of child care providers to reduce the time involved to
24 complete background checks.

25 (32) \$900,000 of the general fund—state appropriation
26 for fiscal year 2023 is provided solely for the Washington
27 communities for children for costs to complete its work pursuant to a
28 federal preschool development grant that expires at the end of
29 calendar year 2022. Allowable costs are only those incurred from
30 January 2023 through June 2023.

31 **Sec.**

230

32 2021 c 334 s 230 (uncodified) is amended to read as follows:

33 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—PROGRAM SUPPORT**

34 General Fund—State Appropriation (FY 2022)

35 ((\$171,339,000))

\$192,655,000

37 General Fund—State Appropriation (FY 2023)

38 ((\$171,554,000))

1		<u>\$207,977,000</u>
2	General Fund—Federal Appropriation.	((\$194,079,000))
3		<u>\$190,601,000</u>
4	General Fund—Private/Local Appropriation.	((\$394,000))
5		<u>\$459,000</u>
6	Education Legacy Trust Account—State Appropriation.	\$180,000
7	Home Visiting Services Account—State Appropriation	
8	((\$458,000))	
9		<u>\$472,000</u>
10	Home Visiting Services Account—Federal Appropriation.	\$380,000
11	TOTAL APPROPRIATION.	((\$538,384,000))
12		<u>\$592,724,000</u>

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

15 (1) \$400,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$400,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for a Washington state mentoring
18 organization to continue its public-private partnerships providing
19 technical assistance and training to mentoring programs that serve
20 at-risk youth.

21 (2) (a) \$1,000 of the general fund—state appropriation for fiscal
22 year 2022, \$1,000 of the general fund—state appropriation for fiscal
23 year 2023, and \$2,000 of the general fund—federal appropriation are
24 provided solely for the implementation of an agreement reached
25 between the governor and the Washington federation of state employees
26 for the language access providers under the provisions of chapter
27 41.56 RCW for the 2021-2023 fiscal biennium, as provided in section
28 945 of this act.

29 (b) \$6,000 of the general fund—state appropriation for
30 fiscal year 2023 and \$2,000 of the general fund—federal appropriation
31 are provided solely for the implementation of an agreement reached
32 between the governor and the Washington federation of state employees
33 for the language access providers under the provisions of chapter
34 41.56 RCW for fiscal year 2023 as provided in section 938 of this
35 act.

36 (3) \$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 a full-time employee to
39 coordinate policies and programs to support pregnant and parenting

1 individuals receiving chemical dependency or substance use disorder
2 treatment.

3 (4) \$505,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$505,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the department to
6 collaborate with the office of the superintendent of public
7 instruction to complete a report with options and recommendations for
8 administrative efficiencies and long-term strategies that align and
9 integrate high-quality early learning programs administered by both
10 agencies and consistent with implementation of Engrossed Second
11 Substitute Senate Bill No. 5237 (child care dev. exp.). The report,
12 due September 1, 2022, shall address capital needs, data collection
13 and data sharing, licensing changes, quality standards, options for
14 community-based and school-based settings with inclusive facilities
15 and operations, fiscal modeling, statutory changes needed to achieve
16 administrative efficiencies, and all other requirements of Engrossed
17 Second Substitute Senate Bill No. 5237 (child care & early dev.
18 exp.).

19 (5) Within existing resources, the department shall submit a
20 brief report to the governor and appropriate legislative committees
21 by December 1, 2022, outlining options for creating a new dedicated
22 account for adoption support that will meet 42 U.S.C. Sec. 473
23 requirements. The report shall include a methodology for calculating
24 savings in a manner that can be incorporated into the adoption
25 support forecast budget process, statutory needs, and expenditure
26 guidelines for the account.

27 (6) \$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 a statewide nonprofit with
30 demonstrated capability of partnering with state agencies and
31 community organizations to develop public-facing regionalized data
32 dashboards and reports to support the goals of the department and the
33 early learning advisory council, pursuant to Engrossed Second
34 Substitute Senate Bill No. 5237 (child care & early learning dev.
35 exp.).

36 (7) \$2,500,000 of the general fund—state appropriation for fiscal
37 year 2022, \$2,500,000 of the general fund—state appropriation for
38 fiscal year 2023, and \$5,000,000 of the general fund—federal
39 appropriation are provided solely for the implementation of Engrossed

1 Second Substitute House Bill No. 1227 (child abuse allegations). (~~If~~
2 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
3 ~~this subsection shall lapse.~~)

4 (8) \$20,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$20,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for the implementation of
7 Engrossed Substitute Senate Bill No. 5118 (reentry). (~~If the bill is~~
8 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
9 ~~shall lapse.~~)

10 (9) \$6,532,000 of the general fund—state appropriation for fiscal
11 year 2022, \$7,385,000 of the general fund—state appropriation for
12 fiscal year 2023, and \$6,083,000 of the general fund—federal
13 appropriation (CRRSA) are provided solely for the department to
14 migrate the social service payment system to a cloud-based payment
15 system in order to implement child care stabilization grants, child
16 care subsidy rate enhancements, and other payments intended to
17 support child care providers during and after the COVID-19 public
18 health emergency, to implement changes to the social service payment
19 system necessary to implement these payments, and for other
20 improvements necessary for the successful implementation of Engrossed
21 Second Substitute Senate Bill No. 5237 (child care & early dev.
22 exp.). The amounts in this section are subject to the conditions,
23 limitations, and review provided in section 701 of this act.

24 (10) \$250,000 of the general fund—federal appropriation (CARES)
25 is provided solely for the department to develop or contract to
26 develop a language access plan that addresses equity and access for
27 immigrant, multilingual providers, caregivers, and families. The plan
28 must be submitted to the appropriate committees of the legislature by
29 June 30, 2022. The plan must include, but is not limited to, the
30 following:

31 (a) A needs assessment and staffing recommendation for program
32 accessibility at the department for individuals with limited English
33 and a geographic landscape analysis of language needs for providers,
34 caregivers, and families in their interactions with the department;

35 (b) A review of successful language access policies and practices
36 in public agencies to effectively address the needs of non-English
37 speaking families, providers, and other stakeholders;

38 (c) An alignment of best practices across the department in
39 multilingual workforce development;

1 (d) A framework for proactive community engagement to provide
2 child care providers, early learning providers, or families that
3 speak languages other than English access to information and support
4 in navigating English-dominant state resources at the department;

5 (e) Recommendations for a continuous improvement model of
6 measuring progress and success in language access at the department;
7 and

8 (f) Compliance with federal and state laws at the department.

9 (11) \$40,000 of the general fund—federal appropriation (CRRSA) is
10 provided solely for the department to establish a process for
11 informing, upon clearance of required background checks, employees of
12 licensed family home, center-based, and outdoor nature-based
13 childcares about available financial supports and options for
14 accessing health coverage. On at least an annual basis, no less than
15 45 days before the start of open-enrollment, the department must
16 share with the health benefits exchange (exchange) and designated
17 navigator organizations, but no additional third-party entity,
18 workforce data identifying licensed childcare employees for the sole
19 purpose of outreach, enrollment, verification, and other program
20 implementation activities identified by the exchange. The department
21 must share with the exchange and designated navigator organizations,
22 but no additional third-party entity, workforce data identifying
23 newly licensed childcare employees on an ongoing basis as needed
24 during the plan year for the sole purpose of outreach, enrollment,
25 verification, and other program implementation activities identified
26 by the exchange.

27 (12) \$1,494,000 of the general fund—federal appropriation is
28 provided solely for the department to implement the family first
29 prevention services act requirements, including technology
30 enhancements to support the automated assessments, data quality, and
31 reporting requirements. Funding provided in this subsection is
32 subject to the conditions, limitations, and review provided in
33 section 701 of this act.

34 (13) \$267,000 of the general fund—state appropriation for fiscal
35 year 2022, \$717,000 of the general fund—state appropriation for
36 fiscal year 2023, and \$223,000 of the general fund—federal
37 appropriation are provided solely for the implementation of Second
38 Substitute House Bill No. 1219 (youth counsel/dependency). (~~If the~~

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

3 (14) \$85,000 of the general fund—state appropriation for fiscal
4 year 2022 is provided solely for the implementation of Engrossed
5 Second Substitute House Bill No. 1295 (institutional ed/release).
6 ~~((If the bill is not enacted by June 30, 2021, the amount provided in~~
7 ~~this subsection shall lapse.))~~

8 (15) \$848,000 of the general fund—state appropriation for fiscal
9 year 2022, \$848,000 of the general fund—state appropriation for
10 fiscal year 2023, and \$384,000 of the general fund—federal
11 appropriation are provided solely for the implementation of Engrossed
12 Second Substitute House Bill No. 1194 (parent-child visitation). ~~((If~~
13 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
14 ~~this subsection shall lapse.))~~

15 (16) \$1,292,000 of the general fund—state
16 appropriation for fiscal year 2023 is provided solely for the
17 department to expand its housing pilot to two additional sites. The
18 housing pilot will serve hard-to-place foster youth who are at least
19 16 years old with housing and intensive case management.

20 (17) \$32,000 of the general fund—state appropriation
21 for fiscal year 2022, \$64,000 of the general fund—state appropriation
22 for fiscal year 2023, and \$24,000 of the general fund—federal
23 appropriation are provided solely for the extraordinary litigation
24 expenses of the attorney general's office related to the case of
25 *D.S., et al. v. DCYF*, United States district court western district
26 of Washington case no. 2:21-cv-00111-BJR.

27 (18) \$500,000 of the general fund—state appropriation
28 for fiscal year 2023 is provided solely for the department to
29 contract with a nonprofit organization to provide culturally relevant
30 support services to children and families when a child is removed
31 from their parents due to potential abuse or neglect as defined in
32 RCW 26.44.020(1). The nonprofit organization must have experience
33 providing culturally relevant support services to children and
34 families through daycare, the early childhood education and
35 assistance program, and department of social and health services
36 contracted services.

37 (19) \$65,000 of the general fund—state appropriation
38 for fiscal year 2023 is provided solely for implementation of
39 Substitute House Bill No. 1747 (child relative placements). If the

1 bill is not enacted by June 30, 2022, the amount provided in this
2 subsection shall lapse.

3 (20) \$341,000 of the general fund—state appropriation
4 for fiscal year 2023 and \$85,000 of the general fund—federal
5 appropriation are provided solely for implementation of Second
6 Substitute House Bill No. 1905 (homelessness/youth discharge). If the
7 bill is not enacted by June 30, 2022, the amounts provided in this
8 subsection shall lapse.

9 (21) \$26,000 of the general fund—state appropriation
10 for fiscal year 2023 is provided solely for implementation of
11 Substitute House Bill No. 2068 (imagination library). If the bill is
12 not enacted by June 30, 2022, the amount provided in this subsection
13 shall lapse.

14 (22) \$30,000 of the general fund—state appropriation
15 for fiscal year 2022 and \$70,000 of the general fund—state
16 appropriation for fiscal year 2023 are provided solely for the
17 department of children, youth, and families to partner with the
18 department of commerce to codesign community-based family
19 reconciliation services to assess and stabilize youth and families in
20 crisis through primary prevention services. The codesign team shall
21 include youth and families with lived experience, tribes, child
22 welfare professionals, community-based providers, and representatives
23 from state and local agencies, including the department of social and
24 health services, the health care authority, the office of the
25 superintendent of public instruction, the employment security
26 department, and juvenile court administrators. The codesign team must
27 develop a community-based family reconciliation services program
28 model that addresses entry points to services, program eligibility,
29 utilization of family assessments, provision of concrete economic
30 supports, referrals to and utilization of in-home services, and the
31 identification of trauma-informed and culturally responsive
32 practices. Preliminary recommendations from the codesign team must be
33 submitted to the governor and appropriate legislative committees no
34 later than December 1, 2022, with the annual family reconciliation
35 services data required under RCW 13.32A.045.

(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>\$845,000</u>
General Fund—Federal Appropriation	\$32,000
General Fund—Private/Local Appropriation	((\$1,354,000))
	<u>\$1,374,000</u>
TOTAL APPROPRIATION	((\$2,958,000))
	<u>\$3,003,000</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>\$44,944,000</u>
General Fund—State Appropriation (FY 2023)	((\$39,868,000))
	<u>\$55,191,000</u>

1	General Fund—Federal Appropriation.	((\$98,760,000))
2		<u>\$101,200,000</u>
3	General Fund—Private/Local Appropriation	
4	((\$26,999,000))	
5		<u>\$27,545,000</u>
6	Reclamation Account—State Appropriation	((\$4,286,000))
7		<u>\$4,438,000</u>
8	Flood Control Assistance Account—State Appropriation	
9	((\$4,066,000))	
10		<u>\$4,185,000</u>
11	Aquatic Lands Enhancement Account—State	
12	Appropriation.	\$150,000
13	State Emergency Water Projects Revolving Account—	
14	State Appropriation.	\$40,000
15	Waste Reduction, Recycling, and Litter Control	
16	Account—State Appropriation.	((\$26,666,000))
17		<u>\$31,117,000</u>
18	State Drought Preparedness <u>and Response</u> Account—State	
19	Appropriation.	\$204,000
20	State and Local Improvements Revolving Account—Water	
21	Supply Facilities—State Appropriation.	\$186,000
22	Water Rights Tracking System Account—State	
23	Appropriation.	\$48,000
24	Site Closure Account—State Appropriation.	\$582,000
25	Wood Stove Education and Enforcement Account—State	
26	Appropriation.	((\$567,000))
27		<u>\$580,000</u>
28	Worker and Community Right to Know Fund—State	
29	Appropriation.	((\$1,968,000))
30		<u>\$2,043,000</u>
31	Water Rights Processing Account—State Appropriation.	\$39,000
32	Water Quality Permit Account—State Appropriation	
33	((\$46,578,000))	
34		<u>\$49,813,000</u>
35	Underground Storage Tank Account—State Appropriation	
36	((\$3,876,000))	
37		<u>\$4,204,000</u>
38	Biosolids Permit Account—State Appropriation	
39	((\$2,594,000))	

1		<u>\$2,718,000</u>
2	Hazardous Waste Assistance Account—State	
3	Appropriation.	((\$7,389,000))
4		<u>\$7,714,000</u>
5	Radioactive Mixed Waste Account—State Appropriation	
6	((\$22,281,000))	
7		<u>\$23,489,000</u>
8	Air Pollution Control Account—State Appropriation	
9	((\$4,135,000))	
10		<u>\$4,343,000</u>
11	Oil Spill Prevention Account—State Appropriation	
12	((\$6,446,000))	
13		<u>\$7,233,000</u>
14	Air Operating Permit Account—State Appropriation	
15	((\$4,786,000))	
16		<u>\$4,994,000</u>
17	Wastewater Treatment Plant Operator Certification	
18	Account—State Appropriation.	\$552,000
19	Oil Spill Response Account—State Appropriation.	\$7,076,000
20	Model Toxics Control Operating Account—State	
21	Appropriation.	((\$283,123,000))
22		<u>\$290,424,000</u>
23	Model Toxics Control Operating Account—Local	
24	Appropriation.	\$499,000
25	<u>Model Toxics Control Stormwater Account</u>	
26	= <u>State</u>	
27	<u>Appropriation</u>	
28	<u>\$8,500,000</u>	
29	Voluntary Cleanup Account—State Appropriation.	\$344,000
30	Paint Product Stewardship Account—State	
31	Appropriation.	\$140,000
32	Dedicated Marijuana Account—State Appropriation	
33	(FY 2022).	((\$270,000))
34		<u>\$284,000</u>
35	Dedicated Marijuana Account—State Appropriation	
36	(FY 2023).	((\$276,000))
37		<u>\$290,000</u>
38	Water Pollution Control Revolving Administration	
39	Account—State Appropriation.	((\$4,566,000))

1		<u>\$5,462,000</u>
2	Clean Fuels Program Account—State Appropriation.	\$382,000
3	Climate Investment Account—State Appropriation	
4	((\$5,139,000))	
5		<u>\$7,138,000</u>
6	TOTAL APPROPRIATION.	((\$652,245,000))
7		<u>\$698,091,000</u>

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

10 (1) (~~(\$910,000 of the model toxics control operating account—~~
11 ~~state appropriation is)~~) \$455,000 of the general fund—state
12 appropriation for fiscal year 2022 and \$455,000 of the general fund—
13 state appropriation for fiscal year 2023 are provided solely for the
14 department to grant to the northwest straits commission to distribute
15 equally among the seven Puget Sound marine resource committees.

16 (2) \$2,024,000 of the model toxics control operating account—
17 state appropriation is provided solely for additional staff to
18 process an increased workload of clean water act certification
19 requests and to process all United States army corps of engineers
20 permitted projects in Washington within the sixty-day processing
21 requirement, should it be implemented.

22 (3) Within the amounts appropriated in this section, the
23 department must adopt rules to implement the provisions of RCW
24 88.40.025.

25 (4) \$739,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$363,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for the implementation of
28 Engrossed Second Substitute House Bill No. 1050 (fluorinated gases).
29 (~~(If the bill is not enacted by June 30, 2021, the amounts provided~~
30 ~~in this subsection shall lapse.)~~)

31 (5) \$2,277,000 of the general fund—state appropriation for fiscal
32 year 2022, \$897,000 of the general fund—state appropriation for
33 fiscal year 2023, and \$382,000 of the clean fuels program account—
34 state appropriation are provided solely for the implementation of
35 Engrossed Third Substitute House Bill No. 1091 (transportation fuel/
36 carbon). (~~(If the bill is not enacted by June 30, 2021, the amounts~~
37 ~~provided in this subsection shall lapse.)~~)

38 (6) \$262,000 of the model toxics control operating account—state
39 appropriation is provided solely for the implementation of Engrossed

1 Second Substitute House Bill No. 1382 (salmon recovery projects).
2 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
3 ~~this subsection shall lapse.~~)

4 (7) \$170,000 of the oil spill prevention account—state
5 appropriation is provided solely for a contract with the University
6 of Washington's sea grant program to continue an educational program
7 targeted to small spills from commercial fishing vessels, ferries,
8 cruise ships, ports, and marinas.

9 (8) (~~(\$204,000 of the model toxics control operating account—~~
10 ~~state appropriation is)~~) \$102,000 of the general fund—state
11 appropriation for fiscal year 2022 and \$102,000 of the general fund—
12 state appropriation for fiscal year 2023 are provided solely for
13 implementation of Executive Order No. 12-07, Washington's response to
14 ocean acidification.

15 (9) \$14,000,000 of the model toxics control operating account—
16 state appropriation is provided solely for the department to provide
17 grants to local governments for the purpose of supporting local solid
18 waste and financial assistance programs.

19 (10) \$150,000 of the aquatic lands enhancement account—state
20 appropriation is provided solely for implementation of the state
21 marine management plan and ongoing costs of the Washington coastal
22 marine advisory council to serve as a forum and provide
23 recommendations on coastal management issues.

24 (11) \$588,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$662,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the department to address
27 outstanding water rights issues. Of the amounts provided in this
28 subsection:

29 (a) \$463,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$537,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for preparation and filing of
32 adjudications of state water rights in the Nooksack (water resource
33 inventory area 1) and lake Roosevelt and middle tributaries (water
34 resource inventory area 58) watersheds. The department will not file
35 an adjudication in water resource inventory area 1 prior to June 1,
36 2023; and

37 (b) \$125,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$125,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for Whatcom county to support a

1 collaborative process among local water users and water right holders
2 that can complement water rights adjudication in the Nooksack (water
3 resources inventory area 1) watershed. Funding is provided for
4 facilitation and mediation among parties, development of planning and
5 technical information, and assessment of local solutions. At a
6 minimum, the collaborative process must seek to provide opportunities
7 for discussion of increasing salmon populations and preserving
8 farmland.

9 (12) (~~(\$242,000)~~) \$178,000 of the model toxics control operating
10 account—state appropriation is provided solely for an equipment cache
11 grant for the Jamestown S'klallam Tribe for a new response vehicle.

12 (13) \$398,000 of the model toxics control operating account—state
13 appropriation is provided solely for consumer product testing data
14 validation services to support increases to the agency's product
15 testing program.

16 (14) \$2,305,000 of the model toxics control operating account—
17 state appropriation is provided solely to increase the department's
18 capacity to test for toxics in children's products and other general
19 consumer goods, to implement needed policy changes resulting from
20 product testing, to communicate results to the public, and to conduct
21 a feasibility study to add an inorganics component to the plan for
22 new laboratory space at the department's headquarters building in
23 Lacey, Washington.

24 (15) \$497,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$497,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the department to provide
27 grants to conservation organizations and certain tribes for the
28 purpose of coordination, monitoring, and research related to Puget
29 Sound kelp conservation and recovery. Of the amounts provided in this
30 subsection the department shall distribute grants as follows:
31 \$175,000 each fiscal year to the Northwest Straits commission;
32 \$72,000 each fiscal year to the Lower Elwha Klallam Tribe; \$100,000
33 each fiscal year to the Samish Indian Nation; and \$150,000 each
34 fiscal year to the Puget Sound Restoration Fund.

35 (16) \$2,000,000 of the model toxics control operating account—
36 state appropriation is provided solely for the Spokane river regional
37 toxics task force to address elevated levels of polychlorinated
38 biphenyls in the Spokane river.

1 (17) (~~(\$150,000)~~) \$30,000 of the general fund—state appropriation
2 for fiscal year 2022 (~~(is)~~) and \$120,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for the
4 department to grant to Clark county for the purpose of designing the
5 process for developing a long-term plan to restore and maintain the
6 health of Vancouver lake, a category 5 303(d) status impaired body of
7 water, as well as designing an institutional structure to take
8 responsibility for the plan's implementation in a financially
9 sustainable manner. The plan will build on existing work completed by
10 the county, state agencies, and nonprofit organizations. The
11 department will support the work of the county to include involvement
12 by property owners around the lake and within the watersheds that
13 drain to the lake, the department of natural resources, the
14 department of fish and wildlife, other state agencies and local
15 governments with proprietary or regulatory jurisdiction, tribes, and
16 nonprofit organizations advocating for the lake's health. The design
17 should address timelines for plan development, roles and
18 responsibilities of governmental and nonprofit entities, potential
19 funding sources and options for plan implementation, including
20 formation of a potential lake management district under chapter 36.61
21 RCW, and the management objectives to be included in the plan.

22 (18) \$80,000 of the general fund—state appropriation for fiscal
23 year 2022 is provided solely for the department to work with the
24 Guemes island planning advisory committee to follow on to a United
25 States geologic survey study of the island's aquifer recharge areas,
26 quantify an updated water budget, and provide an accurate water-level
27 analysis and water-table map of the two aquifers on the island.

28 (19) \$150,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$150,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for the department to support
31 the Pierce county health department and the friends of Spanaway lake
32 to treat and clean up elevated phosphorus and algae levels in
33 Spanaway lake.

34 (20) \$92,000 of the general fund—state appropriation for fiscal
35 year 2022 is provided solely to San Juan county for a study to build
36 on the existing knowledge of the islands' water resources to gain a
37 current understanding of the state of groundwater in the county,
38 including hydrologic data evaluation, completing recharge estimates,
39 and updating the water balance.

1 (21) \$146,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely for the department to work with
3 landowners, state agencies, and others to analyze the water quality
4 of Deep lake.

5 (22) \$195,000 of the model toxics control operating account—state
6 appropriation is provided solely for the department to carry out an
7 assessment of potential hazards of 6PPD (CAS 793-24-8) and other
8 chemicals or chemical classes and breakdown products used as anti-
9 oxidants and/or antiozonants in tires and submit a technical memo to
10 the appropriate committees of the legislature by December 1, 2021.

11 (23) \$523,000 of the model toxics control operating account—state
12 appropriation is provided solely for the department to work with the
13 department of transportation, University of Washington-Tacoma, and
14 Washington State University-Puyallup to identify priority areas
15 affected by 6PPD or other related chemicals toxic to aquatic life
16 from roads and transportation infrastructure and on best management
17 practices for reducing toxicity. This includes developing a standard
18 method for the laboratory measurement of 6PPD-quinone and related
19 chemicals. The department will submit a report to the appropriate
20 committees of the legislature by November 1, 2022.

21 (24) \$1,090,000 of the general fund—state appropriation for
22 fiscal year 2022 and \$1,090,000 of the general fund—state
23 appropriation for fiscal year 2023 are provided solely for the
24 department to create a database, monitoring program, and laboratory
25 assessment method regarding polychlorinated biphenyls (PCB).
26 ((~~Within~~))Of the amount provided in this subsection, \$440,000 is
27 provided to enhance the environmental information management
28 database; \$1,200,000 is provided to create a long-term statewide PCB
29 monitoring program; and \$540,000 is provided for developing a PCB
30 specific laboratory method for conducting analysis. The department
31 must coordinate with the department of fish and wildlife on the
32 implementation of this subsection and for recommending PCB clean-up
33 projects for legislative funding in subsequent appropriations.

34 (25) \$847,000 of the model toxics control operating account—state
35 appropriation is provided solely for the implementation of Engrossed
36 Second Substitute Senate Bill No. 5022 (recycling, waste, & litter).
37 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
38 ~~this subsection shall lapse.~~)

1 (26) (~~(\$11,716,000)~~) \$11,068,000 of the general fund—state
2 appropriation for fiscal year 2022, (~~(\$6,284,000)~~) \$7,788,000 of the
3 general fund—state appropriation for fiscal year 2023, and
4 (~~(\$5,139,000)~~) \$6,589,000 of the climate investment account—state
5 appropriation are provided solely for the implementation of Engrossed
6 Second Substitute Senate Bill No. 5126 (climate commitment act). (~~If~~
7 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
8 ~~this subsection shall lapse.~~)

9 (27) \$95,000 of the general fund—state appropriation for fiscal
10 year 2022, \$105,000 of the general fund—state appropriation for
11 fiscal year 2023, \$61,000 of the waste reduction, recycling, and
12 litter control account—state appropriation, \$231,000 of the water
13 quality permit account—state appropriation, \$31,000 of the hazardous
14 waste assistance account—state appropriation, \$31,000 of the oil
15 spill prevention account—state appropriation, and \$983,000 of the
16 model toxics control operating account—state appropriation are
17 provided solely for the implementation of Engrossed Second Substitute
18 Senate Bill No. 5141 (environmental justice task force
19 recommendations). (~~If the bill is not enacted by June 30, 2021, the~~
20 ~~amounts provided in this subsection shall lapse.~~)

21 (28) \$43,000 of the model toxics control operating account—state
22 appropriation is provided solely for the implementation of Substitute
23 Senate Bill No. 5381 (fish passage project permits). (~~If the bill is~~
24 ~~not enacted by June 30, 2021, the amount provided in this subsection~~
25 ~~shall lapse.~~)

26 (29) \$52,000 of the general fund—state appropriation for fiscal
27 year 2022, \$52,000 of the general fund—state appropriation for fiscal
28 year 2023, \$8,000 of the reclamation account—state appropriation,
29 \$8,000 of the flood control assistant account—state appropriation,
30 \$32,000 of the waste reduction, recycling, and litter control account
31 —state appropriation, \$4,000 of the worker and community right-to-
32 know account—state appropriation, \$120,000 of the water quality
33 permit account—state appropriation, \$10,000 of the underground
34 storage tank account—state appropriation, \$6,000 of the bio solids
35 permit account—state appropriation, \$18,000 of the hazardous waste
36 assistance account—state appropriation, \$52,000 of the radioactive
37 mixed waste account—state appropriation, \$10,000 of the air pollution
38 control account—state appropriation, \$20,000 of the oil spill

1 prevention account—state appropriation, \$12,000 of the air operating
2 permit account—state appropriation, \$514,000 of the model toxics
3 control operating account—state appropriation, and \$80,000 of the
4 water pollution control revolving administration account—state
5 appropriation are provided solely for the department to maintain and
6 license the new eHub system. Funding is subject to the conditions,
7 limitations, and review requirements of section 701 of this act.

8 (30) \$250,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$250,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for the department to enter into
11 a contract with a qualified third party to develop standards that
12 provide a framework for assessing the quality of volume, validity,
13 and durability of potential future carbon dioxide removal projects.
14 The resulting product should be adequate to allow in-state entities
15 to analyze proposed carbon removal project for conformity with state
16 carbon reduction laws, rules, and goals. The selected vendor should
17 build upon previously completed analyses by the state of Washington
18 and the federal government.

19 (31) \$40,000 of the general fund—state appropriation for fiscal
20 year 2022 is provided solely for the department to:

21 (a) Develop recommendations and implement actions under existing
22 authority to modify the process for the review of water banks to
23 ensure that key information is made available to the public. The
24 changes should consider requirements such as:

25 (i) A description of a proposed banking and operations plan,
26 including the needs and customers the bank intends to serve, the
27 geographic area to be served, the portfolio of available mitigating
28 rights and their allowed uses, any anticipated change in use of
29 available mitigating rights, any limitations the bank intends to
30 impose in offering water rights for use, and anything else the
31 department deems necessary to promote transparency and the public
32 interest;

33 (ii) Reporting requirements that include any changes in the
34 intended customers or needs being serviced by the bank, any change in
35 the geographic area to be served, any anticipated change in the use
36 of available mitigating rights, any change in limitation the banks
37 intends to impose in offering water right for use, and any other
38 change the department deems necessary to promote transparency and the
39 public interest; and

1 (iii) Reporting requirements for publishing each change and
2 providing notice to pertinent parties and soliciting public comment.

3 (b) The department must build off its work directed under chapter
4 357, Laws of 2020 to refine recommendations on improving the state's
5 framework for water banking, water trust, and water right transfers.
6 Recommendations should address issues of private investment in water
7 banking and the merits of incentives and regulations pertaining to
8 the out-of-basin transfer of water rights. In refining its
9 recommendations, the department shall consult with tribes and
10 consider input from stakeholders with expertise in water banking.

11 (c) By December 31, 2021, the department shall update the
12 appropriate committees of the legislature on its progress on refining
13 policy recommendations under this section, including any recommended
14 statutory changes, and on the status of the pilot grant program
15 established under subsection (32) of this section.

16 (d) By December 1, 2022, the department shall submit a report to
17 the appropriate committees of the legislature on work conducted
18 pursuant to this section and on the pilot grant program established
19 under this section. The report should include but is not limited to a
20 summary of water banking activity funded including success and
21 challenges, a summary of outcomes of the pilot grant program, a
22 summary of actions taken under current authority, and policy
23 recommendations. The policy recommendations may also come in the form
24 of agency request legislation.

25 ~~(32) ((\$4,500,000 of the general fund state appropriation for~~
26 ~~fiscal year 2022 and \$4,500,000 of the general fund state~~
27 ~~appropriation for fiscal year 2023 are provided solely for the~~
28 ~~department to administer the pilot grant program for water banking~~
29 ~~strategies to meet water needs as described in this section. Within~~
30 ~~available appropriations, grants must be awarded to qualified~~
31 ~~applicants according to (c) of this subsection. Grant awards must be~~
32 ~~limited to not more than \$2,000,000 per applicant.~~

33 ~~(a) Grant awards may only be used for:~~

34 ~~(i) Development of water banks in rural counties as~~
35 ~~defined in RCW 82.14.370(5) that have the headwaters of a major~~
36 ~~watershed within their borders and only for water banking strategies~~
37 ~~within the county of origin. A major watershed has the same meaning~~
38 ~~as shoreline of the state in RCW 90.58.030(2)(f)(v)(A) and (B);~~

1 ~~(ii) Acquisition of water rights appropriate for use~~
2 ~~in a water bank including all costs necessary to evaluate the water~~
3 ~~right for eligibility for its intended use; and~~

4 ~~(iii) Activities necessary to facilitate the creation~~
5 ~~of a water bank.~~

6 ~~(b) For the purposes of a grant pursuant to this~~
7 ~~section, a water bank must meet water needs, which include but are~~
8 ~~not limited to agricultural use and instream flow for fish and~~
9 ~~wildlife. The water bank must preserve water rights for use in the~~
10 ~~county of origin and for permanent instream flows for fish and~~
11 ~~wildlife through the primary and secondary reaches of the water~~
12 ~~right.~~

13 ~~(c) To be qualified for these funds, an applicant must~~
14 ~~also show:~~

15 ~~(i) That the applicant has sufficient expertise and~~
16 ~~capacity to develop and maintain a water bank consistent with the~~
17 ~~purposes of this appropriation;~~

18 ~~(ii) That the applicant has secured a valid interest~~
19 ~~to purchase a water right;~~

20 ~~(iii) That the water rights appear to be adequate for~~
21 ~~the intended use;~~

22 ~~(iv) That the applicant agrees to have one-third of~~
23 ~~any water right purchased with the funds appropriated under this~~
24 ~~section to have its purpose of use changed permanently to instream~~
25 ~~flow benefiting fish and wildlife; and~~

26 ~~(v) That the applicant is a public entity or a~~
27 ~~participant in a public/private partnership with a public entity.~~

28 ~~(33))~~ \$500,000 of the general fund—state
29 appropriation for fiscal year 2022 and \$500,000 of the general fund—
30 state appropriation for fiscal year 2023 are provided solely for the
31 department to:

32 (a) Establish and administer a pilot grant program for
33 implementing water banking strategies to meet local water needs;

34 (b) Review water banking grant applications submitted under this
35 section, including evaluation of water right suitability; and

36 (c) Develop and finalize water banking agreements, trust water
37 right agreements, and other necessary legal instruments with entities
38 selected to receive grants under this section.

1 (~~(34)~~) (33) \$30,000 of the general fund—
2 state appropriation for fiscal year 2022 is provided solely for the
3 department to designate a regional clean air agency to convene a
4 stakeholder group to assess and develop recommendations for reducing
5 and mitigating air quality impacts in the form of noxious odors
6 resulting from asphalt plants in the Puget Sound region. The
7 stakeholder group should include representatives from the asphalt
8 industry, cities within a county in the region in which an asphalt
9 plant is located, the Puget Sound clean air agency, local and state
10 health departments, research institutions, and a community or
11 environmental organization representative with expertise in air
12 pollution, toxicology, or other relevant fields. The recommendations
13 must address steps needed for asphalt production facilities to
14 develop odor control plans and best management practices to reduce
15 noxious odors that negatively impact neighboring residents,
16 businesses and persons utilizing publicly owned recreational
17 facilities. A report containing recommendations must be submitted to
18 the appropriate committees of the legislature by December 1, 2021.

19 (34) \$233,000 of the model toxics control operating
20 account—state appropriation and \$100,000 of the oil spill prevention
21 account—state appropriation are provided solely for additional staff
22 to develop and implement new area contingency plans related to spill
23 response in Washington state.

24 (35) \$1,642,000 of the model toxics control operating
25 account—state appropriation and \$115,000 of the underground storage
26 tank account—state appropriation are provided solely for additional
27 staff to meet environmental protection agency underground storage
28 tank site inspection requirements and oversee the cleanup of known
29 contaminated leaking underground storage tank sites in Washington.

30 (36) \$1,800,000 of the waste reduction, recycling, and
31 litter control account—state appropriation is provided solely for
32 implementation of the food waste reduction act of 2019, chapter 255
33 Laws of 2019, through a series of food waste reduction campaigns, in
34 addition to continuing to invest in litter prevention campaigns to
35 address the state's ongoing litter problem.

36 (37) \$1,382,000 of the model toxics control operating
37 account—state appropriation is provided solely to develop methods and
38 analyze 6PPD compounds in water and sediment, establish baseline

1 monitoring data, and fund projects to identify best management
2 practices and treatment devices that remove 6PPD from stormwater.

3 (38) \$1,322,000 of the model toxics control operating
4 account—state appropriation is provided solely for the department to
5 complete a full safer alternatives assessment of the 6PPD compounds
6 used in tires. The assessment shall incorporate and evaluate toxicity
7 data of alternatives on Coho and other species. Of the amounts
8 provided in this subsection, \$246,000 of the model toxics control
9 operating account—state appropriation is provided to support
10 materials science expertise and collection of industry data necessary
11 to evaluate feasibility of alternatives. The department shall provide
12 a completed assessment to the governor's office, office of financial
13 management, and the appropriate committees of the legislature, and,
14 if the department finds safer alternatives exist, include recommended
15 regulatory, policy, or legislative actions to advance safer
16 alternatives.

17 (39) \$4,000,000 of the model toxics control stormwater
18 account—state appropriation is provided solely for grants to local
19 stormwater municipalities for expanding capacity to address
20 stormwater management needs and meeting new municipal stormwater
21 permit requirements, including stormwater management action planning
22 to ensure that capital stormwater retrofit projects and other local
23 stormwater management actions are prioritized, planned, and scheduled
24 for construction or implementation.

25 (40) \$1,378,000 of the general fund—state
26 appropriation for fiscal year 2023 and \$549,000 of the climate
27 investment account—state appropriation is provided solely for the
28 department to increase air quality monitoring in overburdened
29 communities as directed under RCW 70A.65.020(1).

30 (41) \$557,000 of the general fund—state appropriation
31 for fiscal year 2023 is provided solely for coordinating regulatory
32 efforts to address temperature and other water quality issues
33 associated with dams on the Columbia and Snake rivers, and for
34 additional staff to assist with hydropower relicensing and license
35 implementation.

36 (42) \$200,000 of the general fund—state appropriation
37 for fiscal year 2023 is provided solely to update the department's
38 database of shoreline aerial photos to assist state agencies, local

1 governments, and tribes in managing marine and freshwater shorelines
2 throughout the state.

3 (43) \$164,000 of the general fund—state appropriation
4 for fiscal year 2023 is provided solely to develop standardized
5 channel migration zone mapping methodology and to offer support for
6 tribes, counties, and local jurisdictions to refine existing channel
7 migration zone maps with local information.

8 (44) \$901,000 of the general fund—state appropriation
9 for fiscal year 2023 is provided solely to identify the technologies,
10 methodologies, datasets, and resources needed to refine and maintain
11 the accuracy of the national hydrography dataset for Washington in
12 order to better monitor the health of riparian buffers.

13 (45) \$750,000 of the general fund—state appropriation
14 for fiscal year 2023 is provided solely for flood prevention in the
15 Nooksack basin. Of this amount:

16 (a) \$500,000 is provided solely to grant to Whatcom
17 county to:

18 (i) Integrate Nooksack basin (WRIA 1) floodplain
19 projects with mutually beneficial water resource and riparian habitat
20 management actions that address climate change and extreme weather
21 events; and

22 (ii) Support Whatcom county's floodplain integrated
23 planning (FLIP) team planning, technical review, local solutions, and
24 projects development.

25 (b) \$250,000 is provided solely for the department to
26 lead facilitation and technical support for the Nooksack river
27 international task force, which is a long-standing cross-border task
28 force focused on developing and evaluating alternatives for managing
29 flooding from the Nooksack river in Whatcom county and British
30 Columbia.

31 (46) \$350,000 of the general fund—state appropriation
32 for fiscal year 2023 is provided solely for the department to
33 recommend one or more draft structures for nutrient credit trading
34 that could be used to efficiently and quickly achieve nutrient
35 discharge reductions for point source dischargers covered under the
36 Puget Sound nutrient general permit. By June 30, 2023, the department
37 must submit a report to the appropriate committees of the legislature
38 consistent with RCW 43.01.036 that summarizes the draft structure or
39 structures and describes a tribal consultation and a stakeholder

1 engagement process to solicit feedback on the draft structure or
2 structures and any necessary statutory changes and funding.

3 (47) \$287,000 of the oil spill prevention account—
4 state appropriation is provided solely for implementation of
5 Engrossed Second Substitute House Bill No. 1691 (oil spills/financial
6 resp.). If the bill is not enacted by June 30, 2022, the amounts
7 provided in this subsection shall lapse.

8 (48) \$355,000 of the model toxics control operating
9 account—state appropriation is provided solely for implementation of
10 Engrossed Substitute House Bill No. 1694 (chemicals/consumer
11 products). If the bill is not enacted by June 30, 2022, the amount
12 provided in this subsection shall lapse.

13 (49) \$449,000 of the general fund—state appropriation
14 for fiscal year 2023 is provided solely for implementation of
15 Engrossed Second Substitute House Bill No. 1663 (landfill methane
16 emissions). If the bill is not enacted by June 30, 2022, the amount
17 provided in this subsection shall lapse.

18 (50) \$1,603,000 of the general fund—state
19 appropriation for fiscal year 2023 is provided solely for
20 implementation of Engrossed Second Substitute House Bill No. 1799
21 (organic materials management). If the bill is not enacted by June
22 30, 2022, the amount provided in this subsection shall lapse.

23 (51) \$4,232,000 of the general fund—state
24 appropriation for fiscal year 2023 is provided solely for grants to
25 federally recognized tribes for consultation on spending decisions
26 from accounts created in the climate commitment act, chapter 316,
27 Laws of 2021 (E2SSB 5126), as described in Engrossed Substitute House
28 Bill No. 1753 (climate funding/tribes).

29 (52) \$100,000 of the general fund—state appropriation
30 for fiscal year 2023 is provided solely for a hydrologic analysis of
31 the causes of flooding on and around Sprague Lake, including stream
32 flows between Sprague Lake and Cow Creek during high water events.
33 The department may contract with a third party to complete the
34 analysis, and the department must collaborate with the department of
35 fish and wildlife in overseeing the analysis. The department must
36 report the results of the analysis to the appropriate committees of
37 the legislature by June 30, 2023.

38 (53) \$90,000 of the general fund—state appropriation
39 for fiscal year 2023 is provided solely to grant to the Spirit Lake-

1 Toutle/Cowlitz river collaborative for flood risk reduction,
2 ecosystem recovery, scientific research, and other activities related
3 to sediment management and flooding in the Spirit Lake-Toutle/Cowlitz
4 river system.

5 (54) \$2,000,000 of the waste reduction, recycling, and
6 litter control account—state appropriation is provided solely for the
7 department to conduct litter control on state highways.

8 (55) \$146,000 of the general fund—state appropriation
9 for fiscal year 2023 and \$15,000 of the model toxics control
10 operating account—state appropriation are provided solely for
11 implementation of Engrossed Substitute Senate Bill No. 5974
12 (transportation resources). If the bill is not enacted by June 30,
13 2022, the amounts provided in this subsection shall lapse.

14 (56) \$266,000 of the model toxics control operating
15 account—state appropriation is provided solely for the department, in
16 consultation with the department of health and community and social
17 justice organizations, to identify cosmetic products marketed to or
18 used by people of color, including adults and children, and test
19 those products for potentially harmful chemicals or chemical classes.
20 The department must provide a technical report on the results of the
21 tests to the appropriate committees of the legislature by December
22 31, 2022.

23 (57) \$250,000 of the general fund—state appropriation
24 for fiscal year 2023 is provided solely for the department to provide
25 grants to the city of Tumwater and a nonprofit organization to study
26 the Deschutes river floodplain.

27 (58) \$32,000 of the general fund—state appropriation
28 for fiscal year 2023 is provided solely for the implementation of
29 Substitute Senate Bill No. 5910 (hydrogen). If the bill is not
30 enacted by June 30, 2022, the amount provided in this subsection
31 shall lapse.

32 (59) (a) \$150,000 of the waste reduction, recycling,
33 and litter control account—state appropriation is provided solely for
34 the department to conduct or contract for a study to:

35 (i) Assess the amount and types of consumer packaging
36 and paper products sold or supplied into the state and the recycling
37 rates achieved for these materials through existing recycling
38 programs and activities in the state. Recycling rate estimates must
39 account for and exclude contamination, and must be presented by

1 material category, including, at minimum, for paper, plastic,
2 aluminum, steel, and glass, as well as for beverage containers, and
3 by other factors as appropriate; and

4 (ii) In accordance with the recommendations for
5 managing plastic packaging waste submitted to the Washington state
6 legislature in 2020, consider and make recommendations on legislative
7 action to address the items included in the list of problematic and
8 unnecessary materials identified for elimination by the United States
9 plastic pact.

10 (b) The study must be submitted to the appropriate
11 committees of the legislature by December 1, 2022.

12 (60) \$40,000 of the model toxics control operating
13 account—state appropriation is provided solely for the implementation
14 of Substitute Senate Bill No. 5818 (housing/SEPA & GMA). If the bill
15 is not enacted by June 30, 2022, the amount provided in this
16 subsection shall lapse.

17 **Sec. 303 .**

18 2021 c 334 s 303 (uncodified) is amended to read as follows:

19 **FOR THE WASHINGTON POLLUTION LIABILITY INSURANCE PROGRAM**

20	General Fund—Federal Appropriation.	((\$638,000))
21		<u>\$754,000</u>
22	Pollution Liability Insurance Agency Underground	
23	Storage Tank Revolving Account—State	
24	Appropriation.	\$957,000
25	Pollution Liability Insurance Program Trust Account—	
26	State Appropriation.	((\$1,392,000))
27		<u>\$1,427,000</u>
28	TOTAL APPROPRIATION.	((\$2,987,000))
29		<u>\$3,138,000</u>

30 **Sec. 304 .**

31 2021 c 334 s 304 (uncodified) is amended to read as follows:

32 **FOR THE STATE PARKS AND RECREATION COMMISSION**

33	General Fund—State Appropriation (FY 2022)	
34	((\$29,059,000))	
35		<u>\$29,496,000</u>
36	General Fund—State Appropriation (FY 2023)	
37	((\$29,036,000))	

1		<u>\$33,312,000</u>
2	General Fund—Federal Appropriation. . .	((\$7,058,000))
3		<u>\$7,154,000</u>
4	Winter Recreation Program Account—State	
5	Appropriation.	((\$3,303,000))
6		<u>\$4,906,000</u>
7	<u>Millersylvania Park Current Account</u>	
8	<u>State</u>	
9	<u>Appropriation</u>	
10	<u>\$5,000</u>	
11	ORV and Nonhighway Vehicle Account—State	
12	Appropriation.	((\$369,000))
13		<u>\$387,000</u>
14	Snowmobile Account—State Appropriation.	((\$5,645,000))
15		<u>\$5,682,000</u>
16	Aquatic Lands Enhancement Account—State	
17	Appropriation.	\$367,000
18	Parks Renewal and Stewardship Account—State	
19	Appropriation.	((\$125,451,000))
20		<u>\$142,302,000</u>
21	Parks Renewal and Stewardship Account—Private/Local	
22	Appropriation.	\$420,000
23	TOTAL APPROPRIATION.	((\$200,708,000))
24		<u>\$224,031,000</u>

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

27 (1) \$129,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$129,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for a grant for the operation of
30 the Northwest weather and avalanche center.

31 (2) \$100,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$100,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for the commission to pay
34 assessments charged by local improvement districts.

35 (3) \$406,000 of the general fund—state appropriation for fiscal
36 year 2022, \$322,000 of the general fund—state appropriation for
37 fiscal year 2023, and \$88,000 of the parks renewal and stewardship
38 account—state appropriation are provided solely for operating budget

1 impacts from capital budget projects funded in the 2019-2021 fiscal
2 biennium.

3 (4) (~~(\$272,000)~~)\$80,000 of the general fund—state appropriation
4 for fiscal year 2022 and (~~(\$272,000)~~)\$464,000 of the general fund—
5 state appropriation for fiscal year 2023 are provided solely for an
6 update to the Seashore conservation area survey and plan.

7 (5) \$130,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$130,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the commission to hire a
10 diversity, equity, and inclusion coordinator to expand the diversity
11 of the agency's workforce.

12 (6) \$85,000 of the general fund—state appropriation for fiscal
13 year 2022 is provided solely for the facilitation of a work group
14 that includes representation from the state parks and recreation
15 commission, the commission on African American affairs, and
16 stakeholders with expertise of the black experience in outdoor
17 recreation to identify barriers to inclusion and develop
18 recommendations to increase participation of Black Washingtonians in
19 the state parks system and other outdoor recreation spaces and public
20 parks. The work group will be selected by the governor's office and
21 will consist of at least twelve participants representing diverse
22 geographic, socioeconomic, and experiential backgrounds. The parks
23 commission will enter into an interagency agreement with the
24 commission on African American affairs to procure a contractor to
25 facilitate the work group and develop a report with recommendations.
26 The amount provided in this subsection may also be used for a survey
27 or focus group to assess the needs of Black Washingtonians related to
28 state parks and outdoor recreation. The work group will submit a
29 report to the governor's office and appropriate committees of the
30 legislature no later than (~~(January)~~)April 1, 2022.

31 (7) \$7,900,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$7,900,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for the commission to increase
34 customer service, conduct more custodial maintenance, expand
35 interpretive services, accelerate work on preventative maintenance
36 and improve the conditions of park facilities, and expand public
37 safety.

38 (8) \$90,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$6,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the implementation of
2 Engrossed Second Substitute Senate Bill No. 5259 (law enforcement
3 data). (~~If the bill is not enacted by June 30, 2021, the amounts~~
4 ~~provided in this subsection shall lapse.~~)

5 (9) \$76,000 of the general fund—state appropriation
6 for fiscal year 2022 and \$757,000 of the general fund—state
7 appropriation for fiscal year 2023 are provided solely for the
8 commission to address needs identified in the "2017 vulnerability
9 assessment" conducted by the climate impacts group.

10 (10) \$114,000 of the general fund—state appropriation
11 for fiscal year 2022 and \$705,000 of the general fund—state
12 appropriation for 2023 are provided solely for the commission to
13 dedicate resources to government-to-government consultations with
14 Indian tribes and implement executive order 21-02, archaeological and
15 cultural resources.

16 (11) (a) \$160,000 of the general fund—state
17 appropriation for fiscal year 2023 is provided solely for a contract
18 with a statewide trail maintenance and hiking nonprofit organization
19 to provide the emerging leaders program: expanding equity in the
20 outdoors. The goal of the program is expanding both the number and
21 diversity of trained, qualified individuals available for employment
22 in the outdoor recreation and natural resource management sectors.

23 (b) The program must demonstrate a commitment to
24 diversity, equity, and inclusion by providing a safe and supportive
25 environment for individuals of diverse backgrounds, including those
26 who have been historically underrepresented in the outdoor recreation
27 and natural resource sectors, such as indigenous people and people of
28 color.

29 (c) The program must provide both technical outdoor
30 skills training and professional development opportunities that
31 include, but are not limited to, outdoor leadership, representation
32 in the outdoors, and team building.

33 (12) \$1,250,000 of the general fund—state
34 appropriation for fiscal year 2023 is provided solely to address the
35 maintenance backlog associated with providing recreation on lands
36 managed by the commission. Allowable uses include, but are not
37 limited to, general maintenance of facilities and grounds, equipment,
38 and construction materials, and maintenance of trails and trailheads,
39 restrooms, campgrounds, picnic sites, water access areas, signs,

1 kiosks, and access roads. The commission is encouraged to partner
 2 with nonprofit organizations in the maintenance of public lands.
 3 (13) \$5,500,000 of the parks renewal and stewardship
 4 account—state appropriation is provided solely for the commission to
 5 replace major equipment that has been used for over 15 years. The
 6 commission must prioritize selecting electric motors over gasoline
 7 engines when the option is available and the machinery is compatible
 8 for the intended task.

9	Sec.	305	.
10	2021 c 334 s 305 (uncodified) is amended to read as follows:		
11	FOR THE RECREATION AND CONSERVATION OFFICE		
12	General Fund—State Appropriation (FY 2022)		
13			((\$4,119,000))
14			<u>\$4,273,000</u>
15	General Fund—State Appropriation (FY 2023)		
16			((\$3,655,000))
17			<u>\$29,175,000</u>
18	General Fund—Federal Appropriation. . .		((\$3,716,000))
19			<u>\$4,329,000</u>
20	General Fund—Private/Local Appropriation.		\$24,000
21	Aquatic Lands Enhancement Account—State		
22	Appropriation.		((\$320,000))
23			<u>\$385,000</u>
24	Firearms Range Account—State Appropriation.		\$37,000
25	Recreation Resources Account—State Appropriation		
26			((\$3,999,000))
27			<u>\$4,355,000</u>
28	NOVA Program Account—State Appropriation		((\$1,444,000))
29			<u>\$1,486,000</u>
30	Youth Athletic Facility Nonappropriated Account—		
31	State Appropriation.		\$181,000
32	<u>Salmon Recovery Account</u>		=
33	<u>State Appropriation</u>		<u>\$75,000,000</u>
34	TOTAL APPROPRIATION.		((\$17,495,000))
35			<u>\$119,245,000</u>

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

1 (1) \$125,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$125,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely to pass through to the Spokane
4 tribe of Indians for a pilot study of salmon migratory behavior and
5 survival upstream of the Chief Joseph and Grand Coulee dams.

6 (2) (a) \$375,000 of the general fund—state appropriation for
7 fiscal year 2022 is provided solely to conduct a comprehensive equity
8 review of state grant programs administered by the office. The office
9 may, in consultation with the interested parties identified in (d) of
10 this subsection, contract with a consultant to assist with the
11 community engagement and review necessary to complete this review
12 process.

13 (b) The purposes of this comprehensive equity review are:

14 (i) To reduce barriers to historically underserved populations'
15 participation in recreation and conservation office grant programs;

16 (ii) To redress inequities in existing recreation and
17 conservation office policies and programs; and

18 (iii) To improve the equitable delivery of resources and benefits
19 in these programs.

20 (c) In completing the comprehensive equity review required under
21 this section, the office shall:

22 (i) Identify changes to policy and operational norms and
23 practices in furtherance of the equity review purposes identified in
24 (b) of this subsection;

25 (ii) Identify new investments and programs that prioritize
26 populations and communities that have been historically underserved
27 by conservation and recreation policies and programs; and

28 (iii) Include consideration of historic and systemic barriers
29 that may arise due to any of the following factors: Race, ethnicity,
30 religion, income, geography, disability, and educational attainment.

31 (d) The office must collaborate with: (i) The Washington state
32 commission on African American affairs; (ii) the Washington state
33 commission on Asian Pacific American affairs; (iii) the Washington
34 state commission on Hispanic affairs; (iv) the governor's office of
35 Indian affairs; (v) the governor's committee on disability issues and
36 employment; (vi) the office of equity; (vii) the office of minority
37 and women's business enterprises; (viii) the environmental justice
38 council if established by passage of Engrossed Second Substitute
39 Senate Bill No. 5141; and (ix) other interested parties as

1 appropriate to develop and conduct a community engagement process to
2 inform the review.

3 (e) The office must complete the comprehensive equity review
4 under this section and submit a final report, containing all of the
5 elements and considerations specified in this section, to the
6 legislature by June 30, 2022.

7 (3) \$76,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$76,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the implementation of
10 Engrossed Second Substitute House Bill No. 1382 (salmon recovery
11 projects). ((If the bill is not enacted by June 30, 2021, the amounts
12 provided in this subsection shall lapse.))

13 (4) \$200,000 of the general fund—federal appropriation, \$12,000
14 of the general fund—private/local appropriation, and ((~~\$112,000~~))
15 \$116,000 of the aquatic lands enhancement account—state appropriation
16 are provided solely for the implementation of Senate Bill No. 5063
17 (invasive species council expiration). ((If the bill is not enacted
18 by June 30, 2021, the amounts provided in this subsection shall
19 lapse.))

20 (5) \$37,000 of the firearms range account—state appropriation is
21 provided solely to the recreation and conservation funding board for
22 administration of the firearms range grant program as described in
23 RCW 79A.25.210.

24 (6) ((~~\$3,999,000~~)) \$4,355,000 of the recreation resources account—
25 state appropriation is provided solely to the recreation and
26 conservation funding board for administrative and coordinating costs
27 of the recreation and conservation office and the board as described
28 in RCW 79A.25.080(1).

29 (7) ((~~\$1,444,000~~)) \$1,486,000 of the NOVA program account—state
30 appropriation is provided solely to the recreation and conservation
31 funding board for administration of the nonhighway and off-road
32 vehicle activities program as described in chapter 46.09 RCW.

33 (8) \$1,809,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$1,809,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for a grant to a nonprofit
36 organization with a mission for salmon and steelhead restoration to
37 install near-term solutions to prevent steelhead mortality at the
38 Hood Canal bridge.

1 (9) \$140,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$140,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the governor's salmon
4 recovery office to coordinate ongoing recovery efforts of southern
5 resident orcas and monitor progress toward implementation of
6 recommendations from the governor's southern resident killer whale
7 task force.

8 (10) \$175,000 of the youth athletic facility nonappropriated
9 account—state appropriation is provided solely for a task force to
10 consider ways to improve equitable access to K-12 schools' fields and
11 athletic facilities and local parks agency facilities with the goal
12 of increasing physical activity for youth and families. The task
13 force shall be created and managed by the recreation and conservation
14 office. A portion of the funds must be used to inventory K-12 school
15 fields and athletic facilities and park agency facilities, and for
16 joint use agreements for these facilities. The task force
17 participants must represent geographic diversity and must include
18 representatives from the office of the superintendent of public
19 instruction, the Washington association of school administrators, the
20 association of Washington principals, and the Washington recreation
21 and parks association; participants with a background in public
22 health; and stakeholders who represent diverse communities and
23 communities of color. The task force shall consider joint use
24 agreements, partnerships, improved scheduling practices with local
25 parks agencies including facility rental fees, and other strategies,
26 and submit a report with best practices and policy recommendations to
27 the recreation and conservation funding board. A final report from
28 the board must be submitted to the governor's office and legislature
29 no later than February 1, 2022.

30 (11) \$209,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$209,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely to contract for implementation
33 of the Nisqually watershed stewardship plan.

34 (12) \$30,000 of the general fund—state appropriation for fiscal
35 year 2022 is provided solely for the office to facilitate the
36 transfer of management authority over the project known as the beach
37 lake conservation area from the current owner to a tribal government
38 or local public government entity. If the current owner does not
39 accept the offer to transfer management authority, then the office

1 must pursue all legal means to enforce the right of public access
2 consistent with the deed restrictions as set forth in the contract
3 PSAR #15-1045. The amount provided in this subsection is intended to
4 secure daily public access, during daylight hours, with minimal
5 closures to the beach lake conservation area.

6 (13) \$345,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$345,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for the connections program to
9 provide outdoor learning experiences and virtual learning support for
10 vulnerable youth in the Blaine and Mount Baker school districts. Of
11 the amounts provided in this subsection, \$25,000 in each fiscal year
12 is provided solely for an organization in Whatcom county that
13 increases access to environmental education.

14 (14) \$139,000 of the general fund—state appropriation
15 for fiscal year 2023 is provided solely for the governor's salmon
16 recovery office to implement the governor's salmon recovery strategy
17 update by convening the natural resources sub-cabinet on a regular
18 basis and developing biennial statewide work priorities with a
19 recommended budget for salmon recovery pursuant to RCW
20 77.85.030(4)(e) that align with tribal priorities and regional salmon
21 recovery plans. The office shall submit the biennial implementation
22 plan to the governor's office and the office of financial management
23 no later than October 31, 2022.

24 (15) \$50,000 of the general fund—state appropriation
25 for fiscal year 2022 and \$150,000 of the general fund—state
26 appropriation for fiscal year 2023 are provided solely for the
27 governor's salmon recovery office to provide a grant to the Spokane
28 Tribe of Indians for purposes of forming a Spokane river watershed
29 lead entity pursuant to RCW 77.85.050(1) and developing a habitat
30 restoration strategy to support reintroduction of salmon upstream of
31 Chief Joseph and Grand Coulee dams.

32 (16) \$100,000 of the general fund—state appropriation
33 for fiscal year 2022 and \$200,000 of the general fund—state
34 appropriation for fiscal year 2023 are provided solely for motorized
35 and nonmotorized boater education and outreach on Lake Union, with a
36 specific goal of preventing boat and airplane conflicts on the lake
37 during peak recreation season, given the provisions of United States
38 coast guard navigation rules that seaplanes must in general keep well
39 clear of other vessels. The office may grant funding to local or

1 federal government agencies or nonprofit organizations. The office
2 must publish a publicly available summary report by June 30, 2023, on
3 funding recipients, uses of the funding, and the successes and
4 failures of programs funded. Funding provided in this subsection may
5 not be used to preclude or restrict public use of Lake Union,
6 including recreational, commercial, or tribal use of the waters of
7 the state.

8 (17) \$50,000,000 of the salmon recovery account—state
9 appropriation is provided solely for the salmon recovery board to
10 provide grants for projects valued at greater than \$5,000,000 each
11 that will benefit salmon recovery.

12 (18) \$25,000,000 of the salmon recovery account—state
13 appropriation is provided solely for the salmon recovery board to
14 provide grants for watershed projects typically valued at less than
15 \$5,000,000 each that will benefit salmon recovery.

16 (19) \$25,000,000 of the general fund—state
17 appropriation for fiscal year 2023 is provided solely for the office
18 to provide a grant for the Duckabush estuary restoration project.

19 **Sec. 306 .**

20 2021 c 334 s 306 (uncodified) is amended to read as follows:

21 **FOR THE ENVIRONMENTAL AND LAND USE HEARINGS OFFICE**

22	General Fund—State Appropriation (FY 2022)	
23	((\$2,686,000))	
24		<u>\$2,735,000</u>
25	General Fund—State Appropriation (FY 2023)	
26	((\$2,728,000))	
27		<u>\$2,981,000</u>
28	TOTAL APPROPRIATION.	((\$5,414,000))
29		<u>\$5,716,000</u>

30 **Sec. 307 .**

31 2021 c 334 s 307 (uncodified) is amended to read as follows:

32 **FOR THE CONSERVATION COMMISSION**

33	General Fund—State Appropriation (FY 2022)	
34	((\$10,859,000))	
35		<u>\$11,189,000</u>
36	General Fund—State Appropriation (FY 2023)	
37	((\$10,797,000))	

1		<u>\$19,405,000</u>
2	General Fund—Federal Appropriation.	\$2,482,000
3	General Fund—Private/Local Appropriation.	\$100,000
4	Public Works Assistance Account—State Appropriation	
5	((\$8,450,000))	
6		<u>\$8,464,000</u>
7	Model Toxics Control Operating Account—State	
8	Appropriation.	\$1,110,000
9	<u>Salmon Recovery Account</u>	=
10	<u>State Appropriation</u>	<u>\$15,000,000</u>
11	TOTAL APPROPRIATION.	((\$33,798,000))
12		<u>\$57,750,000</u>

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

15 (1) \$2,000,000 of the general fund—state appropriation for fiscal
16 year 2023 and \$100,000 of the general fund—private/local
17 appropriation (~~is~~)are provided solely for the sustainable farms and
18 fields program created in RCW 89.08.615 to provide technical
19 assistance, education, and outreach to promote carbon storage and
20 reduce greenhouse gas emissions. Grant funds may be used to promote
21 cover crops, cost-share opportunities such as purchases of equipment,
22 seeds, soil amendments, and development of conservation plans that
23 increase carbon storage and reduce greenhouse gas emissions.

24 (2) \$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 conservation district
27 technical assistance, project cultural resources review, project
28 engineering, agency administration, and cost-share grants to
29 landowners for recovery from wildfire damage, including, but not
30 limited to, rebuilding fences, seeding unstable slopes, controlling
31 weeds, and planting shrubs and trees for wildlife habitat.

32 (3) \$85,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$40,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for the commission to:

35 (a) Enter into an agreement with the department of ecology for a
36 water bank in Okanogan county, which must focus solely on retaining
37 agricultural water rights for use by other agricultural producers in
38 the watershed of origin; and

1 (b) Report to the appropriate committees of the legislature by
2 December 31, 2022, on the effectiveness of the Okanogan water bank at
3 retaining agricultural water rights, and the potential for developing
4 additional water banks in Washington using this model.

5 (4) ~~((\$8,450,000))~~ \$8,464,000 of the public works assistance
6 account—state appropriation is provided solely for implementation of
7 the voluntary stewardship program. This amount may not be used to
8 fund agency indirect and administrative expenses.

9 (5) \$170,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$170,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for the commission to continue
12 to convene and facilitate a food policy forum.

13 (6) \$1,000,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$1,000,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the commission to share
16 evenly with conservation districts to increase assistance to
17 landowners to achieve environmental stewardship and agricultural
18 sustainability.

19 (7) \$23,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$4,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for the implementation of Second
22 Substitute Senate Bill No. 5253 (pollinator health). ~~((If the bill is
23 not enacted by June 30, 2021, the amounts provided in this subsection
24 shall lapse.))~~

25 (8) \$1,300,000 of the general fund—state appropriation
26 for fiscal year 2023 is provided solely for the commission to develop
27 a riparian plant propagation program of native trees and shrubs to
28 implement riparian restoration projects that meet riparian zone
29 requirements established by the department of fish and wildlife.
30 Plants will be made available for free or at a reduced cost to
31 restoration projects.

32 (9) \$2,000,000 of the general fund—state appropriation
33 for fiscal year 2023 and \$5,000,000 of the salmon recovery account—
34 state appropriation are provided solely for the purposes of the
35 conservation reserve enhancement program, including additional
36 project management and cost-share funding.

37 (10) (a) \$125,000 of the general fund—state
38 appropriation for fiscal year 2023 is provided solely to provide a
39 grant to the King county conservation district for a pilot program to

1 reduce the impacts of artificial lighting on or near the water (on-
2 water lighting) on the behavior of salmon and other aquatic life in
3 Lake Sammamish. The grant funding may be used for:

4 (i) Supporting local efforts to develop a model
5 ordinance to reduce on-water lighting impacts on salmon for new and
6 existing construction;

7 (ii) Education and outreach on the impacts of on-water
8 lighting;

9 (iii) Development of methods to reduce the
10 impacts of on-water lighting; and

11 (iv) A contract with the United States geologic survey
12 to conduct a baseline survey of artificial light levels, including
13 light location and intensity along the Lake Sammamish nearshore,
14 artificial light hotspots, and a survey report.

15 (b) The department must report to the appropriate
16 committees of the legislature by June 30, 2023, on the use of the
17 funding in this subsection and the resulting reductions in on-water
18 lighting.

19 (11) \$300,000 of the general fund—state appropriation
20 for fiscal year 2022 and \$300,000 of the general fund—state
21 appropriation for fiscal year 2023 are provided solely for
22 implementation of Substitute House Bill No. 2051 (agricultural
23 disaster assist). If the bill is not enacted by June 30, 2022, the
24 amounts provided in this subsection shall lapse.

25 (12) \$60,000 of the general fund—state appropriation
26 for fiscal year 2023 is provided solely for the commission to grant
27 to the Washington resource conservation and development council to
28 complete a community wildfire protection plan.

29 (13) \$2,700,000 of the general fund—state
30 appropriation for fiscal year 2023 is provided solely for the
31 commission to make available to local conservation districts for
32 project engineering services to enable permit and design work for
33 conservation projects.

34 (14) \$10,000,000 of the salmon recovery account—state
35 appropriation is provided solely for the commission to provide grants
36 for riparian restoration projects with landowners.

37 **Sec.**

308

.

38 2021 c 334 s 308 (uncodified) is amended to read as follows:

1	FOR THE DEPARTMENT OF FISH AND WILDLIFE	
2	General Fund—State Appropriation (FY 2022)	
3	((\$89,387,000))	
4		<u>\$99,986,000</u>
5	General Fund—State Appropriation (FY 2023)	
6	((\$87,617,000))	
7		<u>\$153,153,000</u>
8	General Fund—Federal Appropriation.	((\$130,092,000))
9		<u>\$133,906,000</u>
10	General Fund—Private/Local Appropriation	
11	((\$62,539,000))	
12		<u>\$64,980,000</u>
13	ORV and Nonhighway Vehicle Account—State	
14	Appropriation.	((\$646,000))
15		<u>\$678,000</u>
16	Aquatic Lands Enhancement Account—State	
17	Appropriation.	((\$12,240,000))
18		<u>\$12,663,000</u>
19	Recreational Fisheries Enhancement Account—State	
20	Appropriation.	((\$3,300,000))
21		<u>\$3,363,000</u>
22	Warm Water Game Fish Account—State Appropriation	
23	((\$2,779,000))	
24		<u>\$3,481,000</u>
25	Eastern Washington Pheasant Enhancement Account—	
26	State Appropriation.	((\$675,000))
27		<u>\$865,000</u>
28	Limited Fish and Wildlife Account—State	
29	Appropriation.	((\$32,825,000))
30		<u>\$39,217,000</u>
31	Special Wildlife Account—State Appropriation	
32	((\$2,891,000))	
33		<u>\$2,911,000</u>
34	Special Wildlife Account—Federal Appropriation	
35	((\$518,000))	
36		<u>\$520,000</u>
37	Special Wildlife Account—Private/Local Appropriation	
38	((\$3,634,000))	
39		<u>\$3,688,000</u>

1	Wildlife Rehabilitation Account—State Appropriation.	\$661,000
2	Ballast Water and Biofouling Management Account—	
3	State Appropriation.	\$10,000
4	Regional Fisheries Enhancement Salmonid Recovery	
5	Account—Federal Appropriation.	\$5,001,000
6	Oil Spill Prevention Account—State Appropriation	
7	((\$1,163,000))	
8		<u>\$1,219,000</u>
9	Aquatic Invasive Species Management Account—State	
10	Appropriation.	\$1,037,000
11	Model Toxics Control Operating Account—State	
12	Appropriation.	((\$2,969,000))
13		<u>\$2,979,000</u>
14	Fish, Wildlife, and Conservation Account—State	
15	Appropriation.	((\$75,023,000))
16		<u>\$77,589,000</u>
17	Oyster Reserve Land Account—State Appropriation.	\$524,000
18	<u>Salmon Recovery Account</u>	=
19	<u>State Appropriation</u>	<u>\$3,000,000</u>
20	TOTAL APPROPRIATION.	((\$515,531,000))
21		<u>\$611,431,000</u>

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

24 (1) \$45,000 of the general fund—state appropriation for fiscal
25 year 2022 is provided solely for the implementation of Engrossed
26 Substitute House Bill No. 1054 (peace officer tactics, equip). (~~If~~
27 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
28 ~~subsection shall lapse.))~~)

29 (2) \$29,000 of the general fund—state appropriation for fiscal
30 year 2023 is provided solely for the implementation of Engrossed
31 Second Substitute House Bill No. 1310 (uses of force by officers).
32 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
33 ~~this subsection shall lapse.))~~)

34 (3) \$534,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$472,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for the implementation of
37 Engrossed Second Substitute House Bill No. 1382 (salmon recovery
38 projects). (~~If the bill is not enacted by June 30, 2021, the amounts~~
39 ~~provided in this subsection shall lapse.))~~)

1 (4) \$1,777,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$1,777,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely to grant to the northwest Indian
4 fisheries commission for hatchery operations that are prioritized to
5 increase prey abundance for southern resident orcas, including
6 \$200,000 per fiscal year for tagging and marking costs, and the
7 remainder to grant to tribes in the following amounts per fiscal
8 year: \$150,000 for the Quinault Indian Nation, \$199,000 for the
9 Tulalip Tribes, \$268,000 for the Quileute Tribe, \$186,000 for the
10 Puyallup Tribe, \$122,000 for the Port Gamble S'Klallam Tribe, \$25,000
11 for the Muckleshoot Indian Tribe, \$207,000 for the Squaxin Island
12 Tribe, \$142,000 for the Skokomish Indian Tribe, and \$278,000 for the
13 Lummi Nation. It is the intent of the legislature to continue this
14 funding in future biennia.

15 (5) \$330,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$330,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for the department to provide to
18 the Yakama Nation for hatchery operations that are prioritized to
19 increase prey abundance for southern resident orcas. It is the intent
20 of the legislature to continue this funding in future biennia.

21 (6) \$175,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$175,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely to grant to public utility
24 districts for additional hatchery production that is prioritized to
25 increase prey abundance for southern resident orcas. It is the intent
26 of the legislature to continue this funding in future biennia.

27 (7) \$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 to the department for hatchery
30 maintenance.

31 (8) (~~(\$467,000)~~) \$3,139,000 of the general fund—state
32 appropriation for fiscal year 2022 and \$467,000 of the general fund—
33 state appropriation for fiscal year 2023 are provided solely to pay
34 for emergency fire suppression costs. These amounts may not be used
35 to fund agency indirect and administrative expenses.

36 (9) \$503,000 of the general fund—state appropriation for fiscal
37 year 2022, \$503,000 of the general fund—state appropriation for
38 fiscal year 2023, and \$440,000 of the general fund—federal
39 appropriation are provided solely for county assessments.

1 (10) \$400,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$400,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for a state match to support the
4 Puget Sound nearshore partnership between the department and the
5 United States army corps of engineers.

6 (11) (~~(\$378,000)~~)\$555,000 of the general fund—state appropriation
7 for fiscal year 2022 and (~~(\$378,000)~~)\$558,000 of the general fund—
8 state appropriation for fiscal year 2023 are provided solely for
9 operating budget impacts from capital budget projects funded in the
10 2019-2021 and 2021-2023 fiscal (~~(biennium)~~)biennia.

11 (12) \$477,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$477,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely to develop conflict mitigation
14 strategies for wolf recovery and staff resources in northeast
15 Washington for response to wolf-livestock conflicts. The department
16 must provide focus on minimizing wolf-livestock issues in the Kettle
17 range. The department is discouraged from the use of firearms from
18 helicopters for removing wolves.

19 (13) \$251,000 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 are provided solely for suppression, eradication,
22 and monitoring of northern pike in the Columbia river. The department
23 must work with the Spokane Tribe of Indians, the Confederated Tribes
24 of the Colville Reservation, and the Kalispel Tribe of Indians on
25 identifying appropriate actions to reduce threats to anadromous
26 salmon from invasive northern pike.

27 (14) \$753,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$753,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for expanded management of
30 pinniped populations on the lower Columbia river and its tributaries
31 with the goal of increasing chinook salmon abundance and prey
32 availability for southern resident orcas.

33 (15) \$1,262,000 of the general fund—state appropriation for
34 fiscal year 2022 and \$1,262,000 of the general fund—state
35 appropriation for fiscal year 2023 are provided solely for the costs
36 for the department to maintain shellfish sanitation activities
37 necessary to implement its memorandum of understanding with the
38 department of health to ensure the state is compliant with its

1 federal obligations under the model ordinance of the national
2 shellfish sanitation program.

3 (16) \$603,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$603,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the department to create a
6 statewide permittee assistance program as part of hydraulic project
7 approvals, in which department staff collaborate with landowners
8 during construction to help resolve risks of permit noncompliance.

9 (17) \$470,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$470,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for the department to expand
12 efforts to survey the diets of seals and sea lions in Puget Sound and
13 identify nonlethal management actions to deter them from preying on
14 salmon and steelhead.

15 ~~((19))~~ (18) \$518,000 of the general fund—
16 state appropriation for fiscal year 2022 and \$519,000 of the general
17 fund—state appropriation for fiscal year 2023 are provided solely for
18 the department to continue to provide policy and scientific support
19 to the department of ecology regarding surface and groundwater
20 management issues as part of implementing chapter 90.94 RCW
21 streamflow restoration.

22 ~~((20))~~ (19) \$271,000 of the general fund—
23 state appropriation for fiscal year 2022 and \$271,000 of the general
24 fund—state appropriation for fiscal year 2023 are provided solely for
25 the implementation of chapter 291, Laws of 2019 (southern resident
26 orca whales—protection from vessels), contracts with nonprofit
27 organizations to monitor vessel traffic and educate boaters to be
28 whale wise, and participation in other orca recovery efforts.

29 ~~((21))~~ (20) Within amounts appropriated in
30 this section, the department, in coordination with statewide law
31 enforcement agencies, must provide a report to the legislature by
32 January, 2022 on the number of cougars reported to the department as
33 harvested by local government law enforcement agencies, training
34 opportunities provided to local law enforcement agencies, and how
35 cougar removals by local enforcement agencies impact the department's
36 cougar management strategies.

37 ~~((22))~~ (21) \$200,000 of the general fund—
38 state appropriation for fiscal year 2022 and \$200,000 of the general
39 fund—state appropriation for fiscal year 2023 are provided solely for

1 the department to implement priority actions in the state pinto
2 abalone recovery plan. Of the amounts provided, \$85,000 each fiscal
3 year must be used to locate, monitor, and safeguard wild populations
4 of pinto abalone along the strait of Juan de Fuca, outer coast, and
5 San Juan islands and the remaining amounts must be granted to the
6 Puget Sound restoration fund to increase production, diversity, and
7 resilience of out-planted abalone.

8 (~~(23)~~) (22) \$315,000 of the general fund—
9 state appropriation for fiscal year 2022 and \$315,000 of the general
10 fund—state appropriation for fiscal year 2023 are provided solely for
11 the department to research and monitor the impacts of polychlorinated
12 biphenyls (PCB) on indicator species. The department must coordinate
13 with the department of ecology on implementation of this subsection.

14 (~~(24)~~) (23) \$125,000 of the general fund—
15 state appropriation for fiscal year 2022 and \$125,000 of the general
16 fund—state appropriation for fiscal year 2023 are provided solely for
17 the department to conduct an evaluation of the forest practices
18 adaptive management program. The evaluation will be carried out
19 generally consistent with the proposal provided to the timber, fish,
20 and wildlife (TFW) policy committee in January 2020 titled *Assessing*
21 *Changes in Uncertainty During Adaptive Management: A Case Study of*
22 *the Washington State Forest Practices Habitat Conservation Plan*. To
23 the extent practicable, the evaluation shall satisfy the cooperative
24 monitoring, evaluation, and research five-year peer review process as
25 required in WAC 222-12-045(2)(f), and support other ongoing forest
26 practices adaptive management program evaluation and improvement
27 efforts. The department shall consult with TFW policy caucus
28 participants during the evaluation and provide for public review and
29 comment of the draft report. A progress report shall be delivered to
30 TFW policy participants and appropriate committees of the legislature
31 by December 31, 2022, and a final report by June 30, 2023.

32 (~~(25)~~) (24) \$1,175,000 of the general fund
33 —state appropriation for fiscal year 2022 and \$1,175,000 of the
34 general fund—state appropriation for fiscal year 2023 are provided
35 solely for the department to restore shrubsteppe habitat and
36 associated wildlife impacted by wildfires.

37 (a) This funding is intended for the restoration of habitat on
38 public lands as well as private lands by landowners who are willing

1 to participate. The restoration effort must be coordinated with other
2 natural resource agencies and interested stakeholders.

3 (b) Restoration actions may include: (i) Increasing the
4 availability of native plant materials; (ii) increasing the number of
5 certified and trained personnel for implementation at scale; (iii)
6 support for wildlife-friendly fencing replacement; (iv) support for
7 private landowners/ranchers to defer wildland grazing and allow
8 natural habitat regeneration; and (v) species-specific recovery
9 actions.

10 (c) The department must submit a progress report to the
11 appropriate committees of the legislature on the investments made
12 under this subsection by December 1, 2022, with a final report
13 submitted by September 1, 2023.

14 (d) Within the amounts provided in this subsection, \$250,000 must
15 be used by the department to form a collaborative group process
16 representing diverse stakeholders and facilitated by a neutral third-
17 party to develop a long-term strategy for shrubsteppe conservation
18 and fire preparedness, response, and restoration to meet the needs of
19 the state's shrubsteppe wildlife and human communities. The
20 collaborative may serve as providing expertise and advice to the
21 wildland fire advisory committee administered by the department of
22 natural resources and build from the wildland fire 10-year strategic
23 plan. Components to be addressed by the collaborative include the
24 restoration actions described in (b) of this subsection and on
25 spatial priorities for shrubsteppe conservation, filling gaps in fire
26 coverage, management tools to reduce fire-prone conditions on public
27 and private lands, and identifying and making recommendations on any
28 other threats. Any reports and findings resulting from the
29 collaborative may be included in the report specified in (c) of this
30 subsection.

31 ~~((26))~~ (25) \$80,000 of the general fund—
32 state appropriation for fiscal year 2022 and \$60,000 of the general
33 fund—state appropriation for fiscal year 2023 are provided solely for
34 the department to contract with the Washington state academy of
35 sciences to provide policymakers with a report on current evidence on
36 pinniped predation of salmon, with an emphasis on Washington's
37 portion of the Salish sea and Washington's outer coast. The academy
38 must provide an independent study that reviews the existing science
39 regarding pinniped predation of salmonids, including what is known
40 about pinniped predation of salmonids, and with what level of

1 certainty; where the knowledge gaps are; where additional research is
2 needed; how the science may inform decisionmakers; and assessment of
3 the scientific and technical aspects of potential management actions.
4 Early in this process, the academy must convene separate meetings
5 with comanagers and scientists to share relevant research and data
6 and provide context for the academy's work.

7 ~~((27))~~ (26) \$198,000 of the general fund—
8 state appropriation for fiscal year 2022 and \$70,000 of the general
9 fund—state appropriation for fiscal year 2023 are provided solely for
10 the implementation of Second Substitute Senate Bill No. 5253
11 (pollinator health). ~~((If the bill is not enacted by June 30, 2021,~~
12 ~~the amounts provided in this subsection shall lapse.~~

13 ~~(28))~~ (27) \$21,000 of the general fund—
14 state appropriation for fiscal year 2022 is provided solely for the
15 implementation of Substitute Senate Bill No. 5273 (shoreline
16 armoring). ~~((If the bill is not enacted by June 30, 2021, the amount~~
17 ~~provided in this subsection shall lapse.~~

18 ~~(29))~~ (28) \$44,000 of the general fund—
19 state appropriation for fiscal year 2022 and \$24,000 of the general
20 fund—state appropriation for fiscal year 2023 are provided solely for
21 the implementation of Substitute Senate Bill No. 5381 (fish passage
22 project permits). ~~((If the bill is not enacted by June 30, 2021, the~~
23 ~~amounts provided in this subsection shall lapse.~~

24 ~~(30))~~ (29) \$132,000 of the general fund—
25 state appropriation for fiscal year 2022 and \$48,000 of the general
26 fund—state appropriation for fiscal year 2023 are provided solely for
27 the implementation of Engrossed Substitute Senate Bill No. 5452
28 (electric-assisted bicycles). ~~((If the bill is not enacted by June~~
29 ~~30, 2021, the amount provided in this subsection shall lapse.~~

30 ~~(31))~~ (30) \$600,000 of the general fund—
31 state appropriation for fiscal year 2022 is provided solely for the
32 department to conduct a pilot project to test New Zealand style elk
33 fencing, similar to the style used by the United States Department of
34 Agriculture at the Starkey Experimental Forest and Range, including
35 materials and construction techniques, and determine the cost and
36 effectiveness of the fence design in reducing damage to school
37 property and agricultural lands within the range of the north
38 Cascades elk herd. The department of fish and wildlife shall work
39 with at least one agricultural property owner in Skagit county with

1 property abutting state highway 20 and one school district located in
2 Skagit county with enrollment of less than 650 students that
3 volunteer to build and test the elk fence design and, in compliance
4 with RCW 43.01.036, report back to the natural resources committees
5 of the legislature by November 1, 2022, on the results of the pilot
6 project.

7 ~~((32))~~ (31) \$155,000 of the general fund—
8 state appropriation for fiscal year 2022 and \$310,000 of the general
9 fund—state appropriation for fiscal year 2023 are provided solely for
10 the department to implement strategies to control against chronic
11 wasting disease in native species of the state.

12 ~~((33) \$1,682,000)~~ (32) \$841,000 of the
13 fish, wildlife and conservation account—state appropriation ~~((is))~~,
14 \$430,000 of the general fund—state appropriation for fiscal year
15 2022, and \$411,000 of the general fund—state appropriation for fiscal
16 year 2023 are provided solely for the department to work with
17 stakeholders to improve steelhead spawning estimates for improved
18 fishing regulations such that enhanced conservation and equitable
19 fisheries are established.

20 ~~((34))~~ (33) \$50,000 of the general fund—
21 state appropriation for fiscal year 2022 and \$50,000 of the general
22 fund—state appropriation for fiscal year 2023 are provided solely for
23 the department to assist local jurisdictions in responding to cougar
24 related public safety issues. The funding is available to a local
25 jurisdiction if they have a signed agreement with the department that
26 recognizes cougar management authority is vested in the department
27 and provides criteria to determine if a cougar creates an actionable
28 public safety risk eligible for financial assistance. For the
29 purposes of this subsection, a cougar presence on private property
30 alone does not create an actionable public safety risk.

31 ~~((35))~~ (34) \$90,000 of the general fund—
32 state appropriation for fiscal year 2022 is provided solely for the
33 department to complete the final phase of the Cowlitz river salmon
34 and steelhead hook mortality study. No less than \$60,000 of the
35 amount provided in this subsection is provided for the original
36 contractor of the study to complete their work. A final report shall
37 be provided to the appropriate committees of the legislature by
38 December 31, 2022.

1 (~~(36)~~) (35) \$130,000 of the general fund—
2 state appropriation for fiscal year 2022 and \$130,000 of the general
3 fund—state appropriation for fiscal year 2023 are provided solely for
4 an external facilitator to seek solutions through a collaborative
5 process using the department's wolf advisory group.

6 (~~(37)~~) (36) \$200,000 of the general fund—
7 state appropriation for fiscal year 2022 and \$100,000 of the general
8 fund—state appropriation for fiscal year 2023 are provided solely for
9 the department to develop a plan to protect native and hatchery
10 produced steelhead for each river system of Grays harbor, Willapa
11 bay, and coastal Olympic peninsula. The plan must adequately protect
12 those fisheries for healthy runs year-after-year as well as provide
13 reasonable fishing opportunities. The plan must include active
14 stakeholder input and include an outreach strategy sufficient to keep
15 conservation and angler interests well informed of proposed changes
16 in advance of annual fishing seasons. The plan must be reported to
17 the appropriate committees of the legislature by December 1, 2022.

18 (37) \$600,000 of the general fund—state appropriation
19 for fiscal year 2023 is provided solely for the department to
20 implement executive order 21-02, archaeological and cultural
21 resources.

22 (38) \$313,000 of the general fund—state appropriation
23 for fiscal year 2022 and \$408,000 of the general fund—state
24 appropriation for fiscal year 2023 are provided solely for the
25 department to perform forage fish spawning surveys in Puget Sound.

26 (39) \$294,000 of the general fund—state appropriation
27 for fiscal year 2023 is provided solely for the department to
28 complete rule making related to chapter 77.57 RCW, fishways, flow,
29 and screening.

30 (40) \$402,000 of the general fund—state appropriation
31 for fiscal year 2023 is provided solely for the department to provide
32 technical assistance and permitting guidance on solar facility
33 proposals with the intent of limiting impacts to threatened and
34 endangered species and critical and sensitive habitat areas,
35 including shrubsteppe.

36 (41) \$1,297,000 of the general fund—state
37 appropriation for fiscal year 2023 is provided solely for the
38 department to increase technical assistance to local jurisdictions to

1 better integrate salmon recovery plans into growth management
2 comprehensive plans and critical areas ordinances.

3 (42) \$121,000 of the general fund—state appropriation
4 for fiscal year 2022 and \$515,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for the
6 department to improve salmon population data analysis, improve salmon
7 abundance modeling, better manage salmon fisheries policy, and
8 collaborate with tribal comanagers on fisheries allocations. The
9 department must make all state-generated documents and notes that
10 were part of the north of falcon process available for public review
11 once the process is completed.

12 (43) \$3,802,000 of the general fund—state
13 appropriation for fiscal year 2023 is provided solely to monitor
14 recreational salmon and steelhead harvest in freshwater streams and
15 rivers in Puget Sound and along the Washington coast.

16 (44) \$2,116,000 of the general fund—state
17 appropriation for fiscal year 2023 is provided solely to monitor
18 salmon harvest from the ocean and Puget Sound.

19 (45) \$994,000 of the general fund—state appropriation
20 for fiscal year 2023 is provided solely to monitor salmon harvest
21 from commercial fisheries.

22 (46) \$226,000 of the general fund—state appropriation
23 for fiscal year 2023 is provided solely for a marine fisheries
24 compliance liaison to collaborate with other law enforcement partners
25 on commercial and recreational fisheries issues.

26 (47) \$1,283,000 of the general fund—state
27 appropriation for fiscal year 2023 is provided solely for additional
28 law enforcement officers for marine and freshwater fisheries
29 compliance.

30 (48) \$372,000 of the general fund—state appropriation
31 for fiscal year 2023 is provided solely to develop and implement a
32 mobile-based electronic catch record card system for statewide marine
33 and freshwater fisheries.

34 (49) \$852,000 of the general fund—state appropriation
35 for fiscal year 2023 is provided solely for the department to provide
36 additional capacity to the attorney general's office to prosecute
37 environmental crimes. The department must provide an annual report by
38 December 1st of each year, to the appropriate committees of the

1 legislature, on the progress made in prosecuting environmental
2 crimes.

3 (50) \$4,283,000 of the general fund—state
4 appropriation for fiscal year 2023 is provided solely to develop a
5 monitoring and evaluation program for salmon and steelhead hatcheries
6 in western Washington with the goal to improve survival of hatchery
7 fish to adult returns and adaptively manage hatchery programs to
8 better achieve management goals, including rebuilding natural
9 populations for conservation purposes and increasing fishing
10 opportunities.

11 (51) \$2,392,000 of the general fund—state
12 appropriation for fiscal year 2023 is provided solely to conduct fish
13 in/fish out monitoring for the purposes of measuring freshwater
14 systems salmon productivity for purposes of salmon recovery.

15 (52) \$1,040,000 of the general fund—state
16 appropriation for fiscal year 2023 and \$295,000 of the limited fish
17 and wildlife account are provided solely to monitor recreational
18 shellfish harvest in Puget Sound.

19 (53) \$710,000 of the general fund—state appropriation
20 for fiscal year 2023 is provided solely to monitor recreational
21 Dungeness crab harvest along the Washington coast.

22 (54) \$360,000 of the general fund—state appropriation
23 for fiscal year 2023 is provided solely for the department to
24 complete a statewide prioritization of fish passage barriers in
25 collaboration with regional salmon recovery organizations.

26 (55) \$494,000 of the general fund—state appropriation
27 for fiscal year 2023 is provided solely for the department to
28 participate in hydropower licensing efforts for the purposes of
29 mitigating impacts to salmon and other fish and wildlife species as a
30 result of new or renewing federal and nonfederal hydropower
31 facilities.

32 (56) \$90,000 of the general fund—state appropriation
33 for fiscal year 2022 and \$166,000 of the general fund—state
34 appropriation for fiscal year 2023 are provided solely for the
35 department to complete the following activities:

36 (a) By December 1, 2022, and consistent with RCW, the
37 department must submit a report to the legislature that assesses how
38 to incorporate a net ecological gain standard into state land use,
39 development, and environmental laws and rules to achieve a goal of

1 better statewide performance on endangered species recovery and
2 ecological health. The report must address each environmental,
3 development, or land use law or rule where the existing standard is
4 less protective of ecological integrity than the standard of net
5 ecological gain, including the shoreline management act (chapter
6 90.58 RCW), the growth management act (chapter 36.70A RCW),
7 construction projects in state waters (chapter 77.55 RCW), and the
8 model toxics control act.

9 (b) In developing the report under this section, the
10 department must consult with the appropriate local governments, state
11 agencies, federally recognized Indian tribes, and stakeholders with
12 subject matter expertise on environmental, land use, and development
13 laws including but not limited to cities, counties, ports, the
14 department of ecology, and the department of commerce.

15 (c) The report must include:

16 (i) Development of a definition, objectives, and goals
17 for the standard of net ecological gain;

18 (ii) An assessment and comparison analysis of
19 opportunities and challenges, including legal issues and costs on
20 state and local governments to achievement of overall net ecological
21 gain through both:

22 (A) Implementation of a standard of net ecological
23 gain under different environmental, development, and land use laws;
24 and

25 (B) An enhanced approach to implementing and
26 monitoring no net loss in existing environmental, development, and
27 land use laws;

28 (iii) Recommendations on funding, incentives,
29 technical assistance, legal issues, monitoring, and use of scientific
30 data, and other applicable considerations to the integration of needs
31 to assess progress made toward achieving net ecological gain into
32 each environmental, development, and land use law or rule; and

33 (iv) An assessment of how applying a standard of net
34 ecological gain in the context of each environmental, land use, or
35 development law is likely to achieve substantial additional
36 environmental or social cobenefits.

37 (57) \$70,000 of the general fund—state appropriation
38 for fiscal year 2022 and \$997,000 of the general fund—state
39 appropriation for fiscal year 2023 are provided solely to assess the
40 status of current riparian ecosystems, beginning with areas where

1 sufficient information exists to conduct the assessment. The
2 assessment must include identifying any gaps in vegetated cover
3 relative to a science-based standard for a fully functioning riparian
4 ecosystem and comparing the status and gaps to water temperature
5 impairments, known fish passage barriers, and status of salmonid
6 stocks.

7 (58) \$70,000 of the general fund—state appropriation
8 for fiscal year 2023 is provided solely for removal efforts for
9 invasive bullfrogs and habitat preservation for species threatened by
10 the bullfrogs, including the western pond turtle, Oregon spotted
11 frog, and northern leopard frog.

12 (59) \$95,000 of the general fund—state appropriation
13 for fiscal year 2023 is provided solely for research on shell disease
14 in western pond turtles.

15 (60) \$5,000,000 of the general fund—state
16 appropriation for fiscal year 2023 is provided solely to address the
17 maintenance backlog associated with providing recreation on lands
18 managed by the department. Allowable uses include, but are not
19 limited to, maintenance, repair, or replacement of trails, toilet
20 facilities, roads, parking lots, campgrounds, picnic sites, water
21 access areas, signs, kiosks, and gates. The department is encouraged
22 to partner with nonprofit organizations in the maintenance of public
23 lands.

24 (61) \$60,000 of the general fund—state appropriation
25 for fiscal year 2023 is provided solely for implementation of
26 Engrossed Substitute House Bill No. 1753 (climate funding/tribes). If
27 the bill is not enacted by June 30, 2022, the amount provided in this
28 subsection shall lapse.

29 (62) \$39,000 of the general fund—state appropriation
30 for fiscal year 2023 is provided solely for implementation of
31 Substitute House Bill No. 1735 (peace officers/use of force). If the
32 bill is not enacted by June 30, 2022, the amount provided in this
33 subsection shall lapse.

34 (63) \$16,000 of the general fund—state appropriation
35 for fiscal year 2023 is provided solely for implementation of
36 Engrossed Second Substitute House Bill No. 1181 (veterans & military
37 suicide). If the bill is not enacted by June 30, 2022, the amount
38 provided in this subsection shall lapse.

1 (64) \$159,000 of the general fund—state appropriation
2 for fiscal year 2022 is provided solely for implementation of
3 Substitute House Bill No. 1508 (shellfish sanitary control). If the
4 bill is not enacted by June 30, 2022, the amount provided in this
5 subsection shall lapse.

6 (65) \$14,400,000 of the general fund—state
7 appropriation for fiscal year 2023 is provided solely for the
8 department to reduce the number of nontribal commercial gillnet
9 fishing licenses on the Columbia river through a voluntary buy-back
10 program.

11 (a) Until November 30, 2022, the department may pay up
12 to \$25,000 each for licenses that have been inactive since 2019 and
13 up to \$120,000 each for licenses that have been active since 2019.
14 After November 30, 2022, the department may pay up to \$20,000 each
15 for licenses that have been inactive since 2019 and up to \$96,000
16 each for licenses that have been active since 2019. It is the intent
17 of the legislature that this will be the last appropriation made to
18 buy back licenses for the Columbia river gillnet fishery.

19 (b) For all licenses purchased, the department shall
20 calculate the reduced impacts to wild and endangered stocks based on
21 the most recent five-year average of harvest and reserve those
22 impacts for conservation through increased wild salmonid escapement
23 or mark-selective fisheries capable of harvesting surplus hatchery-
24 reared salmon where needed to meet federal genetic protection
25 requirements for wild salmon populations in a manner consistent with
26 state-tribal fishery management agreements.

27 (c) The department must make recommendations to the
28 legislature for any necessary changes in statute, regulations, or
29 program funding levels to transition lower Columbia river mainstem
30 gillnet fisheries to alternative, selective fishing gears, including
31 pound nets or other gears capable of benefitting wild salmon
32 conservation through mark-selective harvest practices. The
33 recommendation must be submitted to the appropriate committees of the
34 legislature by December 1, 2022.

35 (66) \$250,000 of the general fund—state appropriation
36 for fiscal year 2023 is provided solely for the department, in
37 consultation with the department of ecology, the department of
38 natural resources, the Colville confederated tribes, the Okanogan
39 PUD, and other interested entities to analyze the steps required,

1 including coordination and ownership, associated with the possible
2 removal of Enloe dam and analyze options for sediment removal in
3 order to restore the Similkameen river, minimize impacts downriver,
4 and allow access to over 300 miles of habitat for federally-
5 threatened steelhead and other native salmonids. Any contract
6 required to fulfill this analysis is exempt from the competitive
7 procurement requirements in chapter 39.26 RCW. A report of the
8 department's findings, analysis, and recommendations for funding or
9 further considerations for the Enloe dam removal must be made to the
10 appropriate committees of the legislature by December 1, 2022.

11 (67) \$2,472,000 of the general fund—state
12 appropriation in fiscal year 2022 and \$6,096,000 of the general fund—
13 state appropriation in fiscal year 2023 are provided solely for the
14 department to implement eradication and control measures on European
15 green crabs through coordination and grants with partner
16 organizations. The department must provide quarterly progress reports
17 on the success and challenges of the measures to the appropriate
18 committees of the legislature by December 1, 2022.

19 (68) \$500,000 of the general fund—state appropriation
20 for fiscal year 2023 is provided solely for the department to
21 increase the support of regional fish enhancement groups.

22 (69) \$75,000 of the general fund—state appropriation
23 for fiscal year 2023 is provided solely for the department to install
24 elk fencing in the Skagit river valley to help mitigate crop damage.

25 (70) \$3,000,000 of the salmon recovery account—state
26 appropriation for fiscal year 2023 is provided solely for the
27 department to provide grants and coordinate with the tribes of the
28 upper Columbia river to reintroduce Chinook salmon.

29 (71) The legislature intends to fund the monitoring
30 items contained in subsections (43) through (45) and (50) through
31 (53) of this section through fiscal year 2025. A brief status report
32 of the data collected and findings from each monitoring item funded
33 in this section is due to the appropriate committees of the
34 legislature by December 1st of each fiscal year through 2025.

35 (72) \$50,000 of the general fund—state appropriation
36 for fiscal year 2023 is provided solely for the department to prepare
37 a report on estimates of the annual fishery harvest impact for the
38 years 2010 through 2020. The report must include an analysis of catch
39 and incidental fishery-related mortalities for each wild Puget Sound

1 chinook population or management unit aggregate for which co-
2 management fishery conservation objectives have been defined. The
3 report must also include estimates of the annual number of spawning
4 adults, natural and hatchery, for the same period. Consistent with
5 ensuring that tribal treaty obligations are being achieved, the
6 report must also include annual estimates of the state-tribal
7 allocation of Puget Sound chinook and coho salmon harvests, natural
8 and hatchery, made for each allocation unit as required by the Puget
9 Sound salmon management plan for the same period. The report shall be
10 submitted to the appropriate committees of the legislature by
11 December 15, 2022.

12 (73) \$3,510,000 of the general fund—state
13 appropriation for fiscal year 2023 is provided solely for grants for
14 the following activities:

15 (a) \$900,000 for the Lummi Nation to make
16 infrastructure updates at the Skookum hatchery;

17 (b) \$250,000 for the Confederated Tribes of the
18 Colville Reservation to upgrade heating, ventilation, and air
19 conditioning systems at the Colville trout hatchery, and to acquire a
20 hatchery fish transport truck with aquaculture adaptations;

21 (c) \$230,000 for the Yakama Nation to incorporate
22 rearing vessels at the Cle Elum facility and to build circular covers
23 at the lower Yakima facility;

24 (d) \$1,180,000 to the Puyallup Tribe to build an
25 augmentation well at Voights creek hatchery, upgrade the water supply
26 system and alarms at the Clarks creek hatchery, and convert rearing
27 ponds into eight raceways at Diru creek chum hatchery;

28 (e) \$600,000 to the Suguamish Tribe to install an
29 abatement pond at Grovers creek hatchery and replace raceways at
30 Gorst coho raceways; and

31 (f) \$350,000 to the Jamestown S'Klallam Tribe to
32 upgrade water supply systems at Point Whitney and expand shellfish
33 seed production capacity at the shellfish hatchery in Kona.

34 **Sec. 309 .**

35 2021 c 334 s 309 (uncodified) is amended to read as follows:

36 **FOR THE PUGET SOUND PARTNERSHIP**

37 General Fund—State Appropriation (FY 2022)

38 (~~(\$5,592,000)~~)

39 \$5,613,000

1	General Fund—State Appropriation (FY 2023)	
2	(\$5,464,000)	
3		<u>\$8,227,000</u>
4	General Fund—Federal Appropriation.	((\$12,701,000))
5		<u>\$22,252,000</u>
6	Aquatic Lands Enhancement Account—State	
7	Appropriation.	((\$1,437,000))
8		<u>\$1,448,000</u>
9	Model Toxics Control Operating Account—State	
10	Appropriation.	((\$1,295,000))
11		<u>\$1,304,000</u>
12	TOTAL APPROPRIATION.	((\$26,489,000))
13		<u>\$38,844,000</u>

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

16 (1) \$209,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$209,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the implementation of
19 Engrossed Second Substitute House Bill No. 1382 (salmon recovery
20 projects). (~~If the bill is not enacted by June 30, 2021, the amounts~~
21 ~~provided in this subsection shall lapse.~~)

22 (2) By October 15, 2022, the Puget Sound partnership shall
23 provide the governor and appropriate legislative fiscal committees a
24 single, prioritized list of state agency 2023-2025 capital and
25 operating budget requests related to Puget Sound recovery and
26 restoration.

27 (3) \$304,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$272,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the Puget Sound partnership
30 to develop and implement an action plan that advances diversity,
31 equity, and inclusion and environmental justice in Puget Sound
32 recovery efforts.

33 (4) \$100,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$100,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for the Puget Sound partnership
36 to perform coordination and monitoring related to Puget Sound kelp
37 conservation and recovery.

38 (5) \$250,000 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 Puget Sound partnership
2 to implement shipping noise-reduction initiatives and monitoring
3 programs in the Puget Sound, in coordination with Canadian and United
4 States authorities. The partnership must contract with Washington
5 Maritime Blue in order to establish and administer the quiet sound
6 program to better understand and reduce the cumulative effects of
7 acoustic and physical disturbance from large commercial vessels on
8 southern resident orcas throughout their range in Washington state.
9 Washington Maritime Blue will support a quiet sound advisory
10 committee that should include relevant federal and state agencies,
11 ports, industry, research institutions, and nongovernmental
12 organizations and consult early and often with relevant federally
13 recognized tribes.

14 (6) \$393,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$295,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for the implementation of
17 Engrossed Second Substitute Senate Bill No. 5141 (environmental
18 justice task force recommendations). (~~If the bill is not enacted by~~
19 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~)

20 (7) \$2,576,000 of the general fund—state appropriation
21 for fiscal year 2023 is provided solely to update local watershed
22 salmon recovery chapters to reflect best available science on a
23 regular basis, support scientific investigations to advance salmon
24 recovery, increase collaboration and address barriers to Puget Sound
25 salmon recovery, integrate data on salmon recovery into the Puget
26 Sound online reporting platform, and track progress across the
27 region.

	Sec.	310	.
28			
29	2021 c 334 s 310 (uncodified) is amended to read as follows:		
30	FOR THE DEPARTMENT OF NATURAL RESOURCES		
31	General Fund—State Appropriation (FY 2022)		
32	((\$134,520,000))		
33			<u>\$215,075,000</u>
34	General Fund—State Appropriation (FY 2023)		
35	((\$153,194,000))		
36			<u>\$118,842,000</u>
37	General Fund—Federal Appropriation. .		((\$42,668,000))
38			<u>\$52,453,000</u>

1	General Fund—Private/Local Appropriation	((\$3,161,000))
2		<u>\$3,188,000</u>
3	Forest Development Account—State Appropriation	
4	((\$53,180,000))	
5		<u>\$55,326,000</u>
6	ORV and Nonhighway Vehicle Account—State	
7	Appropriation.	((\$7,063,000))
8		<u>\$7,366,000</u>
9	Surveys and Maps Account—State Appropriation	
10	((\$2,131,000))	
11		<u>\$2,232,000</u>
12	Aquatic Lands Enhancement Account—State	
13	Appropriation.	((\$8,641,000))
14		<u>\$9,132,000</u>
15	Resource Management Cost Account—State Appropriation	
16	((\$108,931,000))	
17		<u>\$113,787,000</u>
18	Surface Mining Reclamation Account—State	
19	Appropriation.	((\$4,141,000))
20		<u>\$4,291,000</u>
21	Disaster Response Account—State Appropriation	
22	((\$23,110,000))	
23		<u>\$23,181,000</u>
24	((Contract Harvesting Revolving	
25	Nonappropriated Account	—
26	State	
27	Appropriation	
28	\$186,000))	
29	Forest and Fish Support Account—State Appropriation	
30	((\$11,182,000))	
31		<u>\$11,492,000</u>
32	Aquatic Land Dredged Material Disposal Site Account—	
33	State Appropriation.	((\$404,000))
34		<u>\$405,000</u>
35	Natural Resources Conservation Areas Stewardship	
36	Account—State Appropriation.	((\$46,000))
37		<u>\$286,000</u>
38	Forest Fire Protection Assessment Nonappropriated	
39	Account—State Appropriation.	\$191,000

1	State Forest Nursery Revolving Nonappropriated	
2	Account—State Appropriation.	\$75,000
3	Access Road Revolving Nonappropriated Account—State	
4	Appropriation.	\$233,000
5	Forest Practices Application Account—State	
6	Appropriation.	((\$1,978,000))
7		<u>\$2,080,000</u>
8	Air Pollution Control Account—State Appropriation	
9	(\$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>\$14,515,000</u>
16	<u>Wildfire Response, Forest Restoration, and Community</u>	
17	<u>Resilience Account</u>	=
18	<u>State Appropriation</u>	<u>\$87,107,000</u>
19	NOVA Program Account—State Appropriation.	((\$779,000))
20		<u>\$807,000</u>
21	Derelict Vessel Removal Account—State Appropriation	
22	(\$1,997,000)	
23		<u>\$6,317,000</u>
24	Community Forest Trust Account—State Appropriation.	\$52,000
25	Agricultural College Trust Management Account—State	
26	Appropriation.	((\$3,171,000))
27		<u>\$4,039,000</u>
28	Natural Resources Federal Lands Revolving	
29	Nonappropriated Account—State Appropriation.	\$16,000
30	<u>Salmon Recovery Account</u>	=
31	<u>State Appropriation</u>	<u>\$7,000,000</u>
32	TOTAL APPROPRIATION.	((\$583,592,000))
33		<u>\$740,635,000</u>

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

- 36 (1) \$1,857,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$1,857,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for the department to carry out
39 the forest practices adaptive management program pursuant to RCW

1 76.09.370 and the May 24, 2012, settlement agreement entered into by
2 the department and the department of ecology. Scientific research
3 must be carried out according to the master project schedule and work
4 plan of cooperative monitoring, evaluation, and research priorities
5 adopted by the forest practices board.

6 (2) (~~(\$55,791,000)~~) \$43,316,000 of the general fund—state
7 appropriation for fiscal year 2022 and (~~(\$74,632,000)~~) \$87,107,000 of
8 the (~~(general fund—state appropriation for fiscal year 2023)~~) wildfire
9 response, forest restoration, and community resilience account—state
10 appropriation are provided solely for the implementation of Second
11 Substitute House Bill No. 1168 (long-term forest health). (~~(If the~~
12 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
13 ~~subsection shall lapse.)~~)

14 (3) \$873,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$1,816,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for the implementation of
17 Engrossed Second Substitute House Bill No. 1216 (urban and community
18 forestry). (~~(If the bill is not enacted by June 30, 2021, the amounts~~
19 ~~provided in this subsection shall lapse.)~~)

20 (4) \$176,000 of the forest development account—state
21 appropriation, \$164,000 of the aquatic lands enhancement account—
22 state appropriation, \$377,000 of the resource management cost account
23 —state appropriation, and \$22,000 of the agricultural college trust
24 management account—state appropriation are provided solely for the
25 implementation of Substitute House Bill No. 1355 (noxious weeds).
26 (~~(If the bill is not enacted by June 30, 2021, the amounts provided~~
27 ~~in this subsection shall lapse.)~~)

28 (5) \$12,000 of the aquatic lands enhancement account—state
29 appropriation and \$10,000 of the resource management cost account—
30 state appropriation are provided solely for the implementation of
31 Engrossed Second Substitute House Bill No. 1382 (salmon recovery
32 projects). (~~(If the bill is not enacted by June 30, 2021, the amounts~~
33 ~~provided in this subsection shall lapse.)~~)

34 (6) \$1,000,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$1,000,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for the small forest landowner
37 office, in order to restore staffing capacity reduced during the
38 great recession and to support small forest landowners, including
39 assistance related to forest and fish act regulations.

1 (7) \$1,583,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$1,515,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for deposit into the
4 agricultural college trust management account and are provided solely
5 to manage approximately 70,700 acres of Washington State University's
6 agricultural college trust lands.

7 (8) ~~((\$20,668,000))~~ \$112,582,000 of the general fund—state
8 appropriation for fiscal year 2022, \$20,668,000 of the general fund—
9 state appropriation for fiscal year 2023, and \$16,050,000 of the
10 disaster response account—state appropriation are provided solely for
11 emergency response, including fire suppression. The department shall
12 provide a monthly report to the office of financial management and
13 the appropriate fiscal and policy committees of the legislature with
14 an update of fire suppression costs incurred and the number and type
15 of wildfires suppressed. ~~((The amounts provided in this subsection
16 may not be used to fund the department's indirect and administrative
17 expenses. The department's indirect and administrative costs shall be
18 allocated among its remaining accounts and appropriations.))~~

19 (9) \$2,823,000 of the general fund—state appropriation for fiscal
20 year 2023 and \$66,000 of the disaster response account—state
21 appropriation are provided solely for indirect and administrative
22 expenses related to fire suppression. It is the intent of the
23 legislature that the amount of state general fund and disaster
24 response account appropriations to support administrative expenses
25 for fire suppression will be phased in through fiscal year 2025.

26 (10) \$5,500,000 of the forest and fish support account
27 —state appropriation is provided solely for outcome-based performance
28 contracts with tribes to participate in the implementation of the
29 forest practices program. Contracts awarded may only contain indirect
30 costs set at or below the rate in the contracting tribe's indirect
31 cost agreement with the federal government. Of the amount provided in
32 this subsection, \$500,000 is contingent upon receipts under RCW
33 82.04.261 exceeding eight million dollars per biennium. If receipts
34 under RCW 82.04.261 are more than eight million dollars but less than
35 eight million five hundred thousand dollars for the biennium, an
36 amount equivalent to the difference between actual receipts and eight
37 million five hundred thousand dollars shall lapse.

38 ~~((+10+))~~ (11) Consistent with the
39 recommendations of the *Wildfire Suppression Funding and Costs (18-02)*

1 report of the joint legislative audit and review committee, the
2 department shall submit a report to the governor and legislature by
3 December 1, 2021, and December 1, 2022, describing the previous fire
4 season. At a minimum, the report shall provide information for each
5 wildfire in the state, including its location, impact by type of land
6 ownership, the extent it involved timber or range lands, cause, size,
7 costs, and cost-share with federal agencies and nonstate partners.
8 The report must also be posted on the agency's website.

9 ~~((+11))~~ (12) \$4,206,000 of the aquatic land
10 enhancement account—state appropriation is provided solely for the
11 removal of creosote pilings and debris from the marine environment
12 and to continue monitoring zooplankton and eelgrass beds on state-
13 owned aquatic lands managed by the department. Actions will address
14 recommendations to recover the southern resident orca population and
15 to monitor ocean acidification as well as help implement the Puget
16 Sound action agenda.

17 ~~((+12))~~ (13) \$448,000 of the general fund—
18 state appropriation for fiscal year 2022 and \$448,000 of the general
19 fund—state appropriation for fiscal year 2023 are provided solely for
20 the department to coordinate with the Olympic natural resources
21 center to study emerging ecosystem threats such as Swiss needlecast
22 disease, conduct field trials for long-term ecosystem productivity
23 and T3 watershed experiments, and engage stakeholders through
24 learning-based collaboration. The department may retain up to \$30,000
25 in one fiscal year to conduct Swiss needlecast surveys.

26 ~~((+13))~~ (14) \$185,000 of the general fund—
27 state appropriation for fiscal year 2022 and \$185,000 of the general
28 fund—state appropriation for fiscal year 2023 are provided solely for
29 compensation to the trust beneficiaries and department for lost
30 revenue from leases to amateur radio operators who use space on the
31 department managed radio towers for their equipment. The department
32 is authorized to lease sites at the rate of up to one hundred dollars
33 per year, per site, per lessee. The legislature makes this
34 appropriation to fulfill the remaining costs of the leases at market
35 rate per RCW 79.13.510.

36 ~~((+14))~~ (15) The appropriations in this
37 section include sufficient funding for the department to review its
38 burn permit fee schedule, and to develop options and recommendations
39 on changes to the fee schedule to meet the requirement in RCW

1 70A.15.5020. The agency must report on options and recommendations to
2 the office of financial management and the appropriate committees of
3 the legislature by September 1, 2021.

4 ~~((15))~~ (16) \$569,000 of the model toxics
5 control operating account—state appropriation is provided solely to
6 implement recommendations in the aerial herbicides in forestlands
7 report submitted to the legislature in December 2019 from the aerial
8 herbicide application working group. Specific work will include
9 researching alternatives to chemicals for control of unwanted
10 competing vegetation, compliance monitoring of aerial herbicides
11 application, and updating the pesticide board manual.

12 ~~((16))~~ (17) \$925,000 of the general fund—
13 state appropriation for fiscal year 2022 and \$779,000 of the general
14 fund—state appropriation for fiscal year 2023 are provided solely for
15 the department to undertake geologic research to understand the
16 geology and hydrology of the Columbia basin with regard to geothermal
17 and groundwater resources. Funding must also be used for outreach and
18 education to industries and regional communities to increase
19 awareness of underground resources, how to access and use them, and
20 the regulatory processes for doing so.

21 ~~((17))~~ (18) \$77,000 of the general fund—
22 state appropriation for fiscal year 2022, \$90,000 of the general fund
23 —state appropriation for fiscal year 2023, \$82,000 of the forest
24 development account—state appropriation, \$10,000 of the ORV and
25 nonhighway vehicle account—state appropriation, \$19,000 of the
26 aquatic lands enhancement account—state appropriation, \$189,000 of
27 the resource management cost account—state appropriation, \$7,000 of
28 the surface mining reclamation account—state appropriation, \$9,000 of
29 the forest and fish support account—state appropriation, \$43,000 of
30 the forest fire protection assessment nonappropriated account—state
31 appropriation, \$13,000 of the state forest nursery revolving
32 nonappropriated account—state appropriation, \$45,000 of the access
33 road revolving nonappropriated account—state appropriation, \$26,000
34 of the forest health revolving nonappropriated account—state
35 appropriation, and \$9,000 of the model toxics control operating
36 account—state appropriation are provided solely for the department to
37 move its data center currently located in the natural resources
38 building to the state data center located in the Jefferson building
39 as required by office of the chief information officer policy 184 and

1 RCW 43.105.375. Funding is subject to the conditions, limitations,
2 and review requirements of section 701 of this act.

3 ~~((18))~~ (19) \$466,000 of the general fund—
4 state appropriation for fiscal year 2022, ~~((125,000))~~ \$189,000 of the
5 general fund—state appropriation for fiscal year 2023, ~~((364,000))~~
6 \$404,000 of the forest development account—state appropriation,
7 \$254,000 of the aquatic lands enhancement account—state
8 appropriation, ~~((754,000))~~ \$836,000 of the resource management cost
9 account—state appropriation, \$27,000 of the surface mining
10 reclamation account—state appropriation, ~~((186,000 of the contract~~
11 ~~harvesting revolving nonappropriated account state appropriation,))~~
12 \$148,000 of the forest fire protection assessment nonappropriated
13 account—state appropriation, \$62,000 of the state forest nursery
14 revolving nonappropriated account—state appropriation, \$188,000 of
15 the access road revolving nonappropriated account—state
16 appropriation, \$214,000 of the forest health revolving
17 nonappropriated account—state appropriation, and \$16,000 of the
18 natural resources federal lands revolving nonappropriated account—
19 state appropriation are provided solely for the department to replace
20 the NaturE revenue and leasing administration system and integrate
21 with the new One Washington financial system. Funding is subject to
22 the conditions, limitations, and review requirements of section 701
23 of this act.

24 ~~((19))~~ (20)(a) \$500,000 of the general
25 fund—state appropriation for fiscal year 2022 and \$500,000 of the
26 general fund—state appropriation for fiscal year 2023 are provided
27 solely for the department to maintain existing administrative
28 facility infrastructure operated by the six regions of the
29 department.

30 (b) The department's allocation of this appropriation and
31 existing expenditure authority in certain other funds will be spread
32 equitably across agency funds based on a model of positions by
33 program or activity that utilize existing facility spaces within the
34 agency's operating regions. The remaining costs at each site will
35 remain the burden of existing management fund distribution.
36 Department allocation of funds in this appropriation will be
37 trackable by region and by project code.

38 (c) This appropriation is provided solely for the maintenance of
39 existing administrative infrastructure, inclusive of ordinary

1 maintenance, preventive maintenance, and maintenance services and
2 inspections, minor repairs, system component replacement, and the
3 delivery of utility and facility services.

4 (d) The department must provide a comparison of quarterly agency
5 allotments and expenditures relating to this subsection, including a
6 summary of the maintenance work for all regional facilities subject
7 to this section to the office of financial management beginning in
8 October 2021.

9 ~~((+20))~~ (21) \$175,000 of the general fund—
10 state appropriation for fiscal year 2022 and \$175,000 of the general
11 fund—state appropriation for fiscal year 2023 are provided solely for
12 the department to implement a pilot project to evaluate the costs and
13 benefits of marketing and selling specialty forest products including
14 cedar salvage, alder, and other hardwood products. The pilot project
15 must include: Identifying suitable areas for hardwood or cedar sales
16 within the administrative areas of the Olympic and Pacific Cascade
17 regions, preparing and conducting sales, and evaluating the costs and
18 benefits from conducting the sales.

19 (a) The pilot project must include an evaluation that:

20 (i) Determines if revenues from the sales are sufficient to cover
21 the costs of preparing and conducting the sales;

22 (ii) Identifies and evaluates factors impacting the sales,
23 including regulatory constraints, staffing levels, or other
24 limitations;

25 (iii) Compares the specialty sales to other timber sales that
26 combine the sale of cedar and hardwoods with other species;

27 (iv) Evaluates the bidder pool for the pilot sales and other
28 factors that impact the costs and revenues received from the sales;
29 and

30 (v) Evaluates the current and future prices and market trends for
31 cedar salvage and hardwood species.

32 (b) The department must work with affected stakeholders and
33 report to the appropriate committees of the legislature with the
34 results of the pilot project and make recommendation for any changes
35 to statute by June 30, 2023.

36 ~~((+21))~~ (22) \$112,000 of the general fund—
37 state appropriation for fiscal year 2022 and \$60,000 of the general
38 fund—state appropriation for fiscal year 2023 are provided solely for
39 the implementation of Engrossed Senate Bill No. 5158 (utility

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

3 ~~(22))~~ (23) \$407,000 of the general fund—
4 state appropriation for fiscal year 2022 is provided solely for the
5 department to complete development of a programmatic safe harbor
6 agreement, and the associated environmental analysis and draft
7 enrollment language for inclusion in the forest practices rules.
8 Within the amount provided in this subsection, the department must
9 provide \$182,000 to the department of fish and wildlife to assist in
10 the development of the programmatic safe harbor agreement. The
11 department must provide a report to the appropriate committees of the
12 legislature by December 15, 2021, on the status of the rule making
13 and the resources needed to implement the rule effective October 1,
14 2022.

15 ~~((23))~~ (24) Within amounts appropriated in
16 this section, the department on behalf of the forest practices board
17 must provide an update to the natural resource policy committees of
18 the legislature on the progress of its projects, including progress
19 made to address recommendations from the 2021 state auditor's report
20 on the adaptive management program, by December 1, 2021, and December
21 1, 2022.

22 ~~((24))~~ (25) \$100,000 of the general fund—
23 state appropriation for fiscal year 2022 and \$150,000 of the general
24 fund—state appropriation for fiscal year 2023 are provided solely for
25 the department to grant to local law enforcement agencies to assist
26 in enforcing vessel registration laws. Funding is also provided for a
27 pilot recycling project with a nonprofit maritime education center
28 that has the capacity to coordinate with a local port and local
29 businesses that can accommodate vessel waste material.

30 ~~((25))~~ (26) Within amounts appropriated in
31 this section, the department, acting in its capacity as the agency
32 responsible for implementing Washington state's section 10 permit
33 under the endangered species act for aquatic species, and for
34 ensuring maintenance of clean water act assurances granted by the
35 department of ecology, must report to the legislature by no later
36 than June 30, 2022, on the status of forest practices board
37 activities related to: (a) Permanent water typing rulemaking and
38 associated board manual development and (b) rulemaking and associated
39 board manual development regarding the protection of type N streams.

1 ~~((26))~~ (27) Within amounts appropriated in
2 this section, the department, in collaboration with motorized and
3 nonmotorized outdoor recreation stakeholders, must submit to the
4 appropriate committees of the legislature recommendations for the use
5 of NOVA account appropriations, by September 30, 2022.

6 ~~((27))~~ (28) \$2,336,000 of the general fund
7 —state appropriation for fiscal year 2022 and \$1,591,000 of the
8 general fund—state appropriation for fiscal year 2023 are provided
9 solely for the implementation of Engrossed Second Substitute Senate
10 Bill No. 5141 (environmental justice task force recommendations).
11 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
12 in this subsection shall lapse.~~

13 ~~(28) \$180,000)~~ (29) \$36,000 of the general
14 fund—state appropriation for fiscal year 2022 and ~~((\$4,000))~~ \$36,000
15 of the general fund—state appropriation for fiscal year 2023 are
16 provided solely for the implementation of Second Substitute Senate
17 Bill No. 5253 (pollinator health). ~~((If the bill is not enacted by
18 June 30, 2021, the amounts provided in this subsection shall lapse.~~

19 ~~(29) \$34,000)~~ (30) \$180,000 of the general
20 fund—state appropriation for fiscal year 2022 and ~~((\$8,000))~~ \$4,000 of
21 the general fund—state appropriation for fiscal year 2023 are
22 provided solely for the implementation of Engrossed Substitute Senate
23 Bill No. 5452 (electric-assisted bicycles). ~~((If the bill is not
24 enacted by June 30, 2021, the amounts provided in this subsection
25 shall lapse.~~

26 ~~(30))~~ (31) \$1,765,000 of the general fund—
27 state appropriation for fiscal year 2023 is provided solely for the
28 department to:

29 (a) Replace the statewide forest practices permit database
30 system. Funding is subject to the conditions, limitations, and review
31 requirements of section 701 of this act; and

32 (b) Provide a recommendation for ways that the forest products
33 industry could help cover the cost of the new forest practice online
34 system. The recommendation must include proposed changes to the fees
35 that are paid for forest practice applications and notifications, as
36 well as a description and table that illustrates the operating costs
37 of the program and how those costs are covered by fund source
38 including fee revenue. The recommendation must be reported to the
39 fiscal committees of the legislature by December 1, 2021, and may be

1 included as a decision package to the office of financial management
2 for consideration in the governor's proposed 2022 supplemental
3 operating budget.

4 ~~((31))~~ (32) \$225,000 of the general fund—
5 state appropriation for fiscal year 2022 and \$225,000 of the general
6 fund—state appropriation for fiscal year 2023 are provided solely for
7 the department to implement a pilot project to evaluate the costs and
8 benefits of entering into such stewardship agreements with individual
9 neighboring landowners who would take on the responsibility for
10 protecting small segments of shared boundary with department managed
11 lands. The pilot project must include identifying the legal limits
12 and bounds of such stewardship agreements, identifying suitable
13 areas, preparing and entering into shared stewardship agreements, and
14 evaluating the costs and benefits of these agreements.

15 (a) The pilot project evaluation must include:

16 (i) A determination of an appropriate mechanism for the sale of
17 valuable materials from state trust lands harvested under a
18 stewardship agreement;

19 (ii) Identification of regulatory constraints, staffing levels
20 necessary to administer a statewide program, and other limitations;
21 and

22 (iii) Identification of legal risk and insurance and
23 indemnification requirements that may be necessary on the part of
24 private individuals entering into these agreements.

25 (b) The pilot project must include agreements on at least the
26 Teanaway or Klickitat Community Forests and on state trust lands in
27 the vicinity of the town of Darrington, Washington. The department of
28 natural resources must work with affected stakeholders and report to
29 the appropriate committees of the legislature with the results of the
30 pilot project and any recommendations for changes and statewide
31 implementation by July 1, 2023.

32 ~~((32))~~ (33) \$134,000 of the general fund—
33 state appropriation for fiscal year 2022 and \$134,000 of the general
34 fund—state appropriation for fiscal year 2023 are provided solely for
35 the department to grant non-tribal outcome-based performance
36 participation grants for implementation of the forest practices
37 adaptive management program. Of the amounts provided in this
38 subsection, \$54,000 per fiscal year is provided for grants to the

1 Washington farm forestry association and \$80,000 per fiscal year is
2 provided for grants to the Washington state association of counties.

3 (34) \$488,000 of the general fund
4 _____ state appropriation for fiscal year 2023 is
5 provided solely for implementation of chapter 316, Laws of 2021
6 (Engrossed Second Substitute Senate Bill No. 5126) (climate
7 commitment act).

8 (35) \$3,481,000 of the general fund
9 _____ state appropriation for fiscal year 2023 is
10 provided solely for the department to collect and refresh statewide
11 lidar data.

12 (36) Within amounts appropriated in this section, the
13 department must improve performance of the forest practices adaptive
14 management program by implementing recommendations made by the state
15 auditor's office in its January 2021 performance audit of the
16 program.

17 (37) \$450,000 of the general fund
18 _____ state appropriation for fiscal year 2023 is
19 provided solely for the department to conduct a targeted analysis of
20 the current and projected impact from drought and opportunities for
21 drought resilience on department owned and managed uplands and
22 agricultural lands.

23 (38) \$225,000 of the general fund
24 _____ state appropriation for fiscal year 2023 is
25 provided solely for the department to hire a watershed steward to
26 expedite salmon recovery actions and projects, including education,
27 with a primary focus on agency owned and managed uplands and aquatic
28 lands.

29 (39) (a) \$5,000,000 of the general fund—state
30 appropriation for fiscal year 2023 is provided solely for a pilot
31 project to improve salmon habitat across the department's aquatic,
32 commercial, industrial, and agricultural lands. Of the amount
33 provided in this subsection:

34 (i) \$2,000,000 is provided solely to improve nearshore
35 habitat by accelerating restoration of state-owned aquatic lands; and

36 (ii) \$3,000,000 is provided solely to improve riparian
37 function, including riparian planting and riparian set-asides on
38 state-owned lands.

1 (b) The department must consult with federally
2 recognized tribes and partner with relevant state agencies and local
3 governments in implementing this pilot.

4 (c) The department must provide a report on the cost,
5 monitoring, and effectiveness of investments in salmon habitat
6 improvements to the office of financial management and the
7 appropriate committees of the legislature by June 30, 2023.

8 (40) \$5,000,000 of the general fund—state
9 appropriation for fiscal year 2023 is provided solely to address the
10 maintenance backlog associated with providing recreation on lands
11 managed by the department. Allowable uses include, but are not
12 limited to, maintenance, repair, or replacement of trails, toilet
13 facilities, roads, campgrounds, picnic sites, water access areas,
14 signs, kiosks, and gates. The department is encouraged to partner
15 with nonprofit organizations in the maintenance of public lands.

16 (41) \$4,284,000 of the derelict vessel removal account
17 —state appropriation is provided solely for implementation of House
18 Bill No. 1700 (derelict vessel removal). If the bill is not enacted
19 by June 30, 2022, the amount provided in this subsection shall lapse.

20 (42) \$50,000 of the general fund—state appropriation
21 for fiscal year 2022 and \$450,000 of the general fund—state
22 appropriation for fiscal year 2023 are provided solely for the
23 purpose of establishing demonstration areas for wildfire ready
24 neighbors, a wildland fire resiliency outreach, assessment, and
25 education program, in portions of Pierce, Mason, and Thurston
26 counties. Wildfire ready neighbor demonstration areas must be located
27 where there is a demonstrated high risk of wildland fire, a mix of
28 suburban and small private forestland ownership, and significant
29 areas of wildland urban interface. Further, demonstration areas must
30 be selected by employing principles of environmental justice and
31 equity, with an effort to select areas for inclusion that have a
32 significant proportion of vulnerable populations and "highly impacted
33 communities" as defined by RCW 19.405.020.

34 (43) The department, in coordination with the office
35 of the superintendent of public instruction, must provide
36 recommendations on the development of an outdoor school at the site
37 of the Naselle youth camp. The department must consider, at a
38 minimum, the suitability of the current facilities, operating and
39 capital budget needs and estimated costs, any potential transfers of

1 land ownership or management, partnership opportunities, and other
2 potential procedural or operational challenges and proposed
3 solutions. The department must submit a proposal to the appropriate
4 committees of the legislature by December 31, 2022.

5 (44) \$5,000,000 of the salmon recovery account—state
6 appropriation is provided solely for the department to purchase
7 easements under the forestry riparian easement program, pursuant to
8 RCW 76.13.120.

9 (45) \$1,149,000 of the general fund—state
10 appropriation for fiscal year 2023 is provided solely for the
11 implementation of Second Substitute Senate Bill No. 5619 (kelp &
12 eelgrass conservation). If the bill is not enacted by June 30, 2022,
13 the amount provided in this subsection shall lapse.

14 (46) \$200,000 of the general fund—state appropriation
15 for fiscal year 2023 is provided solely for the department to
16 continue convening the work group pertaining to making improvements
17 to the trust land transfer program. Of the amount provided in this
18 subsection, up to \$75,000 may be used for completing a trust land
19 transfer project in Jefferson county.

20 (47) \$1,000,000 of the general fund—state
21 appropriation for fiscal year 2023 is provided solely for the
22 department to provide a grant to a nonprofit organization that will
23 offer environmental education and career development skills training
24 in nature for youth and young adults from south King county.

25 (48)(a) \$10,000,000 of the general fund—state
26 appropriation for fiscal year 2023 is provided solely for the
27 department to purchase state forestland, as described in RCW
28 79.22.010, to begin a program to benefit counties who have lost
29 revenue from existing state forestlands encumbered by wildlife
30 species listed as endangered or threatened by the federal endangered
31 species act. The department must transfer the appropriated amount
32 into the natural resources real property replacement account in
33 accordance with RCW 79.17.210 to purchase state forestlands.

34 (b) Of the amounts provided in this subsection:

35 (i) \$5,000,000 must be used to purchase state
36 forestland for the benefit of Clallam county and Jefferson county;
37 and

1 (ii) \$5,000,000 must be used to purchase state
2 forestland for the benefit of Pacific county, Skamania county, and
3 Wahkiakum county.

4 (c) The purchased forestlands shall be owned and
5 managed by the department as state forest transfer lands and shall be
6 placed in trust for the benefit of the counties. The purchase of
7 these state forestlands is not limited to lands within the geographic
8 bounds of the counties listed in this subsection.

9 (d) The purchase of state forestlands must be made in
10 concurrence with the Washington state association of counties before
11 a transaction is finalized.

12 (e) The department shall work with the Washington
13 state association of counties to determine if any statutory changes
14 are necessary to address issues regarding beneficiary revenue
15 distribution or any other fiscal matters related to state
16 forestlands. The department and the Washington state association of
17 counties shall report to the legislature on any needed statutory
18 changes by December 31, 2022.

19 (49) \$2,000,000 of the salmon recovery account—state
20 appropriation is provided solely for an increase in the Puget Sound
21 corp program to employ work crews statewide to carry out aquatic
22 recreation, natural areas, resource protection, and urban forestry
23 projects.

24 (50) \$167,000 of the general fund—state appropriation
25 for fiscal year 2023 is provided solely for the department to advance
26 research and cooperation with governmental agencies of Finland and
27 Finnish organizations to implement sustainable forestry practices.
28 The department must report to the appropriate committees of the
29 legislature, by June 30, 2023, on how the funding was used, what
30 kinds of research and cooperation were accomplished, and make
31 recommendations for further opportunities for collaboration.

32 **Sec.**

311

33 2021 c 334 s 311 (uncodified) is amended to read as follows:

34 **FOR THE DEPARTMENT OF AGRICULTURE**

35 General Fund—State Appropriation (FY 2022)

36 ((\$21,046,000))

37 \$28,418,000

1	General Fund—State Appropriation (FY 2023)	
2	((\$20,632,000))	
3		<u>\$43,910,000</u>
4	General Fund—Federal Appropriation.	((\$35,878,000))
5		<u>\$40,631,000</u>
6	General Fund—Private/Local Appropriation.	\$193,000
7	Aquatic Lands Enhancement Account—State	
8	Appropriation.	((\$2,692,000))
9		<u>\$2,743,000</u>
10	Water Quality Permit Account—State Appropriation.	\$73,000
11	Model Toxics Control Operating Account—State	
12	Appropriation.	((\$9,410,000))
13		<u>\$9,545,000</u>
14	Dedicated Marijuana Account—State Appropriation	
15	(FY 2022).	((\$621,000))
16		<u>\$628,000</u>
17	Dedicated Marijuana Account—State Appropriation	
18	(FY 2023).	((\$627,000))
19		<u>\$635,000</u>
20	Northeast Washington Wolf-Livestock Management	
21	Nonappropriated Account—State Appropriation	
22	((\$952,000))	
23		<u>\$1,042,000</u>
24	Coronavirus State Fiscal Recovery Fund—Federal	
25	Appropriation.	((\$90,000,000))
26		<u>\$148,045,000</u>
27	TOTAL APPROPRIATION.	((\$182,124,000))
28		<u>\$275,863,000</u>

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

31 (1) (~~(\$45,000,000)~~) \$103,045,000 of the coronavirus state fiscal
32 recovery fund—federal appropriation is provided solely to develop a
33 state alternative to the United States department of agriculture
34 farmers to families food box program and provide resources for hunger
35 relief organizations, including organizations that serve BIPOC and
36 other socially disadvantaged communities.

37 (2) \$5,000,000 of the coronavirus state fiscal recovery fund—
38 federal appropriation is provided solely for the farm-to-school
39 program under RCW 15.64.060.

1 (3) \$8,000,000 of the coronavirus state fiscal recovery fund—
2 federal appropriation is provided solely for local food system
3 infrastructure and market access grants, prioritized for women,
4 minority, and small business owners.

5 (4) \$9,000,000 of the coronavirus state fiscal recovery fund—
6 federal appropriation is provided solely for a grant program to
7 improve food supply chain infrastructure and market access for farms,
8 food processors, and food distributors.

9 (5) (a) \$90,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$90,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for the department to coordinate
12 with the office of equity, the conservation commission,
13 underrepresented farmers and ranchers, organizations that represent
14 historically underrepresented farmers and ranchers, farmworkers, and
15 labor advocates to:

16 (i) Ensure inclusion of historically underrepresented farmers and
17 ranchers in the agricultural industry;

18 (ii) Evaluate related boards, commissions, and advisory panels to
19 ensure inclusion of historically underrepresented farmers and
20 ranchers;

21 (iii) Include historically underrepresented farmers and ranchers
22 in the development, implementation, and enforcement of food and
23 agriculture laws, rules, regulations, policies, and programs; and

24 (iv) Consider ways to increase engagement in agricultural
25 education and workforce development opportunities by communities who
26 have been historically underrepresented in agriculture.

27 (b) The department must report to the governor and legislature,
28 in accordance with RCW 43.01.036, by October 31, 2022, on its
29 activities and efforts to include historically underrepresented
30 farmers and ranchers. The report must describe the department's
31 efforts to serve historically underrepresented farmers and ranchers,
32 identify existing gaps and financial barriers to land ownership and
33 obtaining equipment, and must include recommendations to improve
34 outreach to and services for historically underrepresented farmers
35 and ranchers.

36 (6) (~~(\$203,000)~~) \$4,936,000 of the general fund—state
37 appropriation for fiscal year 2022 and (~~(\$203,000)~~) \$938,000 of the
38 general fund—state appropriation for fiscal year 2023 are provided

1 solely for implementing a Japanese beetle monitoring and eradication
2 program in central Washington.

3 (7) (~~(\$6,105,445)~~) \$6,605,445 of the general fund—state
4 appropriation for fiscal year 2022, (~~(\$6,105,905)~~) \$23,230,905 of the
5 general fund—state appropriation for fiscal year 2023, and
6 \$23,000,000 of the coronavirus state fiscal recovery fund—federal
7 appropriation are provided solely for implementing the emergency food
8 assistance program as defined in RCW 43.23.290.

9 (8) \$170,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$170,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely to continue a shellfish
12 coordinator position. The shellfish coordinator assists the industry
13 with complying with regulatory requirements and will work with
14 regulatory agencies to identify ways to streamline and make more
15 transparent the permit process for establishing and maintaining
16 shellfish operations.

17 (9) \$194,000 of the general fund—state appropriation for fiscal
18 year 2022, \$194,000 of the general fund—state appropriation for
19 fiscal year 2023, and \$1,134,000 of the general fund—federal
20 appropriation are provided solely for implementing a Vespa mandarinia
21 eradication program.

22 (10) (~~(\$952,000)~~) \$1,042,000 of the northeast Washington wolf-
23 livestock management nonappropriated account—state appropriation is
24 provided solely for the department to conduct the following:

25 (a) Fund the northeast Washington wolf-livestock management grant
26 program as provided in RCW 16.76.020, at \$432,000 (~~(for fiscal year~~
27 ~~2022 and fiscal year 2023)~~). Funds from the grant program must be
28 used only for the deployment of nonlethal deterrence, specifically
29 with the goal to reduce the likelihood of cattle being injured or
30 killed by wolves by deploying proactive, preventative methods that
31 have a good probability of producing effective results. Grant
32 proposals will be assessed partially on this intent. Grantees who use
33 funds for range riders or herd monitoring must deploy this tool in a
34 manner so that targeted areas with cattle are visited daily or near
35 daily. Grantees must collaborate with other entities providing
36 prevention efforts resulting in coordinated wolf-livestock conflict
37 deterrence efforts, both temporally and spatially, therefore
38 providing well-timed and placed preventative coverage on the
39 landscape. The department retains the final decision-making authority

1 over disbursement of funds. Annual reports from grantees will be
2 assessed for how well grant objectives were met and used to decide
3 whether future grant funds will be awarded to past grantees.

4 (b) Contract with the northeast Washington wolf-cattle
5 collaborative, a nonprofit organization, for (~~(\$320,000 for fiscal~~
6 ~~year 2022 and fiscal year 2023))~~ \$410,000 for range riders to conduct
7 proactive deterrence activities with the goal to reduce the
8 likelihood of cattle being injured or killed by wolves. The contract
9 must provide that the organization share all relevant information
10 with the department of fish and wildlife in a timely manner to aid in
11 wolf management decisions. Additionally, range riders must document
12 their activities with geo-referenced photo points and provide written
13 description of their efforts to the department of fish and wildlife
14 by December 31, 2021, and December 31, 2022. Work is to be conducted
15 solely on United States forest service grazing allotments and
16 adjoining private lands in the Kettle mountains in Ferry county. This
17 includes an area from the northern boundary of the Colville
18 Confederated Tribes reservation, west of the Columbia river north to
19 state route 20, and then west of United States route 395 to the
20 Canadian border, and from the northern boundary of the Colville
21 Confederated Tribes reservation east of state highway 21 to the
22 Canadian border. Also included are federal grazing allotments and
23 adjoining private lands in the Vulcan mountain area, an area which is
24 north of the Kettle river where it enters the United States at
25 Midway, British Columbia and leaves the United States near Danville,
26 Washington. Of the amount provided in this subsection, \$90,000 may be
27 contracted for range rider deterrence activities in Pend Oreille,
28 Stevens, or Ferry counties.

29 (c) Within the amounts provided in this subsection, the
30 department must provide \$120,000 in fiscal year 2022 and \$80,000 in
31 fiscal year 2023 to the sheriffs offices of Ferry and Stevens
32 counties for providing a local wildlife specialist to aid the
33 department of fish and wildlife in the management of wolves in
34 northeast Washington.

35 (11) \$1,400,000 of the model toxics control operating account—
36 state appropriation is provided solely for research grants to assist
37 with development of an integrated pest management plan to find a
38 suitable replacement for imidacloprid to address burrowing shrimp in
39 Willapa bay and Grays harbor and facilitate continued shellfish
40 cultivation on tidelands. In selecting research grant recipients for

1 this purpose, the department must incorporate the advice of the
2 Willapa-Grays harbor working group formed from the settlement
3 agreement with the department of ecology signed on October 15, 2019.
4 Up to eight percent of the total amount provided may be used by the
5 departments of agriculture, commerce, ecology, and natural resources
6 to cover overhead expenses relating to their continued participation
7 in the working group for the 2021-2023 fiscal biennium.

8 (12) (~~(\$119,000)~~)\$323,000 of the general fund—state appropriation
9 for fiscal year 2022 and (~~(\$25,000)~~)\$477,000 of the general fund—
10 state appropriation for fiscal year 2023 are provided solely for the
11 implementation of Engrossed Second Substitute Senate Bill No. 5141
12 (environmental justice task force recommendations). (~~If the bill is~~
13 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
14 ~~shall lapse.~~)

15 (13) \$78,000 of the general fund—state appropriation for fiscal
16 year 2022 and (~~(\$24,000)~~)\$276,000 of the general fund—state
17 appropriation for fiscal year 2023 are provided solely for the
18 implementation of Second Substitute Senate Bill No. 5253 (pollinator
19 health). (~~If the bill is not enacted by June 30, 2021, the amounts~~
20 ~~provided in this subsection shall lapse.~~)

21 (14) \$2,000,000 of the general fund—federal appropriation, not to
22 exceed the amount appropriated in section 11, chapter 3, Laws of
23 2021, that is unobligated at the end of fiscal year 2021, is provided
24 solely to assist hunger relief organizations to achieve food security
25 and is subject to the same terms and conditions as the appropriation
26 in section 11, chapter 3, Laws of 2021.

27 (15) \$168,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$168,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the department to assist
30 small and midsize farms and small and midsize processors in exploring
31 options to expand capacity for processing meat or meat and poultry
32 for sale and direct marketing efforts. In carrying out this duty, the
33 department must:

34 (a) Assist farms in complying with federal, state, and local
35 rules and regulations as they apply to direct marketing of meat and
36 poultry products;

37 (b) Assist in developing infrastructure including, but not
38 limited to, custom meat facilities and slaughter facilities inspected

1 by the United States department of agriculture as appropriate to
2 increase direct marketing opportunities for farms;

3 (c) Assist processors in complying with federal, state, and local
4 rules and regulations as they apply to processing meat and poultry
5 and the marketing of meat and poultry;

6 (d) Assist in developing, in consultation with Washington State
7 University extension, training opportunities or apprenticeship
8 opportunities for slaughterers or inspectors;

9 (e) Provide information on direct marketing opportunities for
10 farms;

11 (f) Identify and help reduce market barriers facing farms in
12 direct marketing;

13 (g) Identify and help reduce barriers facing processors in
14 operating slaughter facilities;

15 (h) Assist in developing and submitting proposals to grant
16 programs to assist farm direct marketing efforts; and

17 (i) Perform other functions that will assist farms in directly
18 marketing their meat and poultry products.

19 (16) \$1,832,000 of the general fund—state appropriation for
20 fiscal year 2022 and \$1,832,000 of the general fund—state
21 appropriation for fiscal year 2023 are provided solely for the
22 department, in consultation with the state conservation commission,
23 to develop a grant program to provide funding to conservation
24 districts or other entities to provide access to meat and poultry
25 processing and inspection. In addition to other funding needs to
26 provide access to meat and poultry processing and inspection, grant
27 funding may be used to establish a mobile slaughter unit or to
28 provide needed infrastructure to provide for the retail sale of meat
29 or poultry. The department must conduct outreach to gain input from
30 other entities, such as conservation districts, Washington State
31 University and the food policy forum in developing the grant program
32 described in this subsection.

33 (17) (~~(\$152,000)~~)\$156,000 of the general fund—state appropriation
34 for fiscal year 2022 (~~(is)~~)and \$213,000 of the general fund—state
35 appropriation for fiscal year 2023 are provided solely for
36 implementation of Second Substitute Senate Bill No. 5192 (electric
37 vehicle equipment). (~~(If the bill is not enacted by June 30, 2021,~~
38 ~~the amount provided in this subsection shall lapse.)~~)

1 (18) \$366,000 of the general fund—state appropriation
2 for fiscal year 2022 and \$366,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely to support the
4 department's emergency management planning responsibilities related
5 to agricultural systems, radiological preparedness and response,
6 foodborne outbreaks, food security, and other emergency management
7 responsibilities.

8 (19) \$200,000 of the general fund—state appropriation
9 for fiscal year 2023 is provided solely for rulemaking for a
10 voluntary cannabis certification program that is consistent with the
11 department's existing organics program, as authorized by chapter 317,
12 Laws of 2017 (ESSB 5131).

13 (20) \$300,000 of the general fund—state appropriation
14 for fiscal year 2023 is provided solely for a grant to a community-
15 based organization in Whatcom county for the food and farm finder
16 program, which connects local food producers with retail and
17 wholesale consumers.

18 (21) \$81,000 of the general fund—state appropriation
19 for fiscal year 2022 and \$139,000 of the general fund—state
20 appropriation for fiscal year 2023 are provided solely for a hemp in
21 food task force and a hemp commission task force.

22 (a) Of the amounts provided in this subsection,
23 \$75,000 in fiscal year 2022 and \$125,000 in fiscal year 2023 are for
24 a hemp in food task force. The department must appoint task force
25 members representing relevant state agencies, the scientific
26 community, and stakeholder organizations. The department must provide
27 staff support for the task force and contract for relevant scientific
28 expertise. The department must report to the appropriate committees
29 of the legislature with recommendations for the regulation of hemp in
30 food by December 1, 2022.

31 (b) Of the amounts provided in this subsection, \$6,000
32 in fiscal year 2022 and \$14,000 in fiscal year 2023 are for a hemp
33 commission task force. The department must appoint task force members
34 representing relevant state agencies, the scientific community, and
35 stakeholder organizations, including the hemp industry. The
36 department must provide staff support for the task force. The
37 department must report to the appropriate committees of the
38 legislature with recommendations for the creation of a commodity
39 commission for hemp by December 1, 2022.

1 not enacted by June 30, 2022, the amounts provided in this subsection
2 shall lapse.

(End of part)

PART IV
TRANSPORTATION

3	Sec.	401	.
4	2021 c 334 s 401 (uncodified) is amended to read as follows:		
5	FOR THE DEPARTMENT OF LICENSING		
6	General Fund—State Appropriation (FY 2022)		
7	((\$2,901,000))		
8			<u>\$3,005,000</u>
9	General Fund—State Appropriation (FY 2023)		
10	((\$2,585,000))		
11			<u>\$3,367,000</u>
12	Architects' License Account—State Appropriation		
13	((\$1,263,000))		
14			<u>\$1,372,000</u>
15	Real Estate Commission Account—State Appropriation		
16	((\$13,532,000))		
17			<u>\$14,550,000</u>
18	Uniform Commercial Code Account—State Appropriation		
19	((\$3,121,000))		
20			<u>\$3,256,000</u>
21	Real Estate Education Program Account—State		
22	Appropriation.		\$276,000
23	Real Estate Appraiser Commission Account—State		
24	Appropriation.		((\$1,876,000))
25			<u>\$2,006,000</u>
26	Business and Professions Account—State Appropriation		
27	((\$23,882,000))		
28			<u>\$25,871,000</u>
29	Real Estate Research Account—State Appropriation.		\$415,000
30	Firearms Range Account—State Appropriation.		\$74,000
31	<u>Funeral and Cemetery Account</u>		
32	<u>State Appropriation</u>		<u>\$25,000</u>
33	Landscape Architects' License Account—State		
34	Appropriation.		((\$80,000))
35			<u>\$87,000</u>
36	Appraisal Management Company Account—State		
37	Appropriation.		((\$256,000))
38			<u>\$264,000</u>

1	Concealed Pistol License Renewal Notification	
2	Account—State Appropriation.	\$140,000
3	Geologists' Account—State Appropriation.	\$149,000
4	Derelict Vessel Removal Account—State Appropriation.	\$33,000
5	TOTAL APPROPRIATION.	(((\$50,583,000))
6		<u>\$54,890,000</u>

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

9 (1) \$140,000 of the concealed pistol license renewal notification
10 account—state appropriation and \$74,000 of the firearms range account
11 —state appropriation are provided solely to implement chapter 74,
12 Laws of 2017 (concealed pistol license).

13 (2) \$16,000 of the general fund—state appropriation for fiscal
14 year 2022, \$9,000 of the general fund—state appropriation for fiscal
15 year 2023, \$13,000 of the architects' license account—state
16 appropriation, \$121,000 of the real estate commission account—state
17 appropriation, \$22,000 of the uniform commercial code account—state
18 appropriation, \$16,000 of the real estate appraiser commission
19 account—state appropriation, and \$227,000 of the business and
20 professions account—state appropriation are provided solely for the
21 department to redesign and improve its online services and website,
22 and are subject to the conditions, limitations, and review
23 requirements of section 701 of this act.

24 (3) The department shall inventory all business and professions
25 fees and associated accounts including identification of all fees
26 paid into each account, the amount and timing of the last fee
27 increase, the estimated expenditures necessary to administer each fee
28 based program, and the projected fee changes necessary to ensure
29 positive account balances for each business and professions program
30 account. The projection should include the period beginning with the
31 2021-2023 fiscal biennium through the 2025-2027 biennium. A report to
32 the governor and legislature is due December 1, 2021.

33 (4) \$157,000 of the uniform commercial code account—state
34 appropriation is provided solely to implement Engrossed Substitute
35 Senate Bill No. 5355 (wage liens). ~~((If the bill is not enacted by
36 June 30, 2021, the amount provided in this subsection shall lapse.))~~

37 (5) \$267,000 of the real estate commission account—state
38 appropriation is provided solely to implement Substitute Senate Bill
39 No. 5378 (real estate broker renewal). ~~((If the bill is not enacted~~

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

3 (6) \$808,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$551,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the continued implementation
6 of the legacy firearms system until the modernization project is
7 completed.

8 (7) \$28,000 of the general fund—state appropriation for fiscal
9 year 2022 is provided solely to implement Substitute House Bill No.
10 1107 (nonresident vessel permit provisions). ~~((If the bill is not~~
11 ~~enacted by June 30, 2021, the amount provided in this subsection~~
12 ~~shall lapse.))~~

13 (8) \$30,000 of the architects' license account—state
14 appropriation, \$297,000 of the real estate commission account—state
15 appropriation, \$50,000 of the real estate appraiser commission
16 account—state appropriation, and \$514,000 of the business and
17 professions account—state appropriation are provided solely for
18 implementation of House Bill No. 1399 (professional licensure/
19 convictions). ~~((If the bill is not enacted by June 30, 2021, the~~
20 ~~amounts provided in this subsection shall lapse.))~~

21 (9) \$537,000 of the general fund—state appropriation
22 for fiscal year 2023 is provided solely for implementation of
23 Substitute House Bill No. 2076 (transp. network companies). If the
24 bill is not enacted by June 30, 2022, the amount provided in this
25 subsection shall lapse.

	Sec.	402	.
26			
27	2021 c 334 s 402 (uncodified) is amended to read as follows:		
28	FOR THE WASHINGTON STATE PATROL		
29	General Fund—State Appropriation (FY 2022)		
30	((\$59,974,000))		
31		<u>\$66,750,000</u>	
32	General Fund—State Appropriation (FY 2023)		
33	((\$60,590,000))		
34		<u>\$68,712,000</u>	
35	General Fund—Federal Appropriation. .		((\$16,707,000))
36			<u>\$16,766,000</u>
37	General Fund—Private/Local Appropriation.		\$3,091,000

1	Death Investigations Account—State Appropriation	
2	((\$7,906,000))	
3		<u>\$8,794,000</u>
4	County Criminal Justice Assistance Account—State	
5	Appropriation.	((\$4,533,000))
6		<u>\$4,622,000</u>
7	Municipal Criminal Justice Assistance Account—State	
8	Appropriation.	((\$1,637,000))
9		<u>\$1,681,000</u>
10	Fire Service Trust Account—State Appropriation.	\$131,000
11	Vehicle License Fraud Account—State Appropriation.	\$119,000
12	Disaster Response Account—State Appropriation	
13	((\$8,500,000))	
14		<u>\$12,500,000</u>
15	Fire Service Training Account—State Appropriation	
16	((\$12,297,000))	
17		<u>\$12,797,000</u>
18	Model Toxics Control Operating Account—State	
19	Appropriation.	((\$567,000))
20		<u>\$591,000</u>
21	Fingerprint Identification Account—State	
22	Appropriation.	((\$12,617,000))
23		<u>\$12,956,000</u>
24	Dedicated Marijuana Account—State Appropriation	
25	(FY 2022).	\$2,423,000
26	Dedicated Marijuana Account—State Appropriation	
27	(FY 2023).	\$2,423,000
28	Washington Internet Crimes Against Children Account—	
29	State Appropriation.	\$1,000,000
30	TOTAL APPROPRIATION.	((\$194,515,000))
31		<u>\$215,356,000</u>

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

- 34 (1) (~~(\$8,500,000)~~) \$12,500,000 of the disaster response account—
35 state appropriation is provided solely for Washington state fire
36 service resource mobilization costs incurred in response to an
37 emergency or disaster authorized under RCW 43.43.960 through
38 43.43.964. The state patrol shall submit a report quarterly to the
39 office of financial management and the legislative fiscal committees

1 detailing information on current and planned expenditures from this
2 account. This work shall be done in coordination with the military
3 department.

4 (2) \$2,423,000 of the dedicated marijuana account—state
5 appropriation for fiscal year 2022 and \$2,423,000 of the dedicated
6 marijuana account—state appropriation for fiscal year 2023 are
7 provided solely for the Washington state patrol to partner with
8 multi-jurisdictional drug and gang task forces to detect, deter, and
9 dismantle criminal organizations involved in criminal activity
10 including diversion of ((marijuana))cannabis from the legalized
11 market and the illicit production and distribution of
12 ((marijuana))cannabis and ((marijuana))cannabis-related products in
13 Washington state.

14 (3) \$643,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$643,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for addressing a backlog of
17 toxicology tests in the toxicology laboratory.

18 (4) \$356,000 of the general fund—state appropriation for fiscal
19 year 2022, \$356,000 of the general fund—state appropriation for
20 fiscal year 2023, and \$298,000 of the death investigations account—
21 state appropriations are provided solely for increased supply and
22 maintenance costs for the crime laboratory division and toxicology
23 laboratory division.

24 (5) \$510,000 of the county criminal justice assistance account—
25 state appropriation is provided solely for the Washington state
26 patrol to support local police, sheriffs' departments, and
27 multiagency task forces in the prosecution of criminals. However, the
28 office of financial management must reduce the allotment of the
29 amount provided in this subsection if allotment of the full
30 appropriation will put the account into deficit.

31 (6) (a) (~~(\$700,000)~~)\$1,000,000 of the fire service training
32 account—state appropriation is provided solely for the firefighter
33 apprenticeship training program.

34 (b) The joint apprenticeship training committee shall submit a
35 report to the fiscal committees of the legislature by December 1,
36 2022, describing how the funding appropriated in this section was
37 spent during the biennium. At a minimum, the report shall include
38 information about the number of individuals that completed the
39 training, the level of training or type of training being taught, the

1 total cost of training everyone through completion, the percentage of
2 passage rate for trainees, and the geographic location of the fire
3 department sponsoring the trainee.

4 (7) \$316,000 of the general fund—state appropriation for fiscal
5 year 2023 and \$1,000,000 of the Washington internet crimes against
6 children account—state appropriation are provided solely for the
7 missing and exploited children's task force within the patrol to help
8 prevent possible abuse to children and other vulnerable citizens from
9 sexual abuse.

10 (8) \$1,000 of the general fund—state appropriation for fiscal
11 year 2022 is provided solely for the implementation of Substitute
12 Senate Bill No. 5055 (law enforcement grievances), which changes
13 methods for selecting an arbitrator for labor disputes involving law
14 enforcement disciplinary matters. (~~(If the bill is not enacted by
15 June 30, 2021, the amounts provided in this subsection shall lapse.)~~)

16 (9) \$213,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$163,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the implementation of
19 Substitute House Bill No. 1223 (custodial interrogations). (~~(If the
20 bill is not enacted by June 30, 2021, the amounts provided in this
21 subsection shall lapse.)~~)

22 (10) \$1,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$1,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the implementation of
25 Engrossed Substitute House Bill No. 1054 (peace officer tactics and
26 equipment). (~~(If the bill is not enacted by June 30, 2021, the
27 amounts provided in this subsection shall lapse.)~~)

28 (11) \$2,000 of the general fund—state appropriation for fiscal
29 year 2022 is provided solely for the implementation of Engrossed
30 Second Substitute House Bill No. 1310 (use of force). (~~(If the bill
31 is not enacted by June 30, 2021, the amount provided in this
32 subsection shall lapse.)~~)

33 (12) \$1,334,000 of the general fund—state appropriation for
34 fiscal year 2022 (~~(is))~~ and \$2,373,000 of the general fund—state
35 appropriation for fiscal year 2023 are provided solely for facility
36 and staff costs associated with construction of a second toxicology
37 laboratory facility in Federal Way. The Washington state patrol must
38 provide a report on the progress of the toxicology lab construction
39 semiannually to the fiscal committees of the legislature with a final

1 report due 90 days after completion of the project. The report must
2 include, but is not limited to:

3 (a) A detailed list of expenditures so far;

4 (b) A detailed list of expenditure yet to be made before the
5 completion of the project;

6 (c) An updated project timeline with expected end date; and

7 (d) Other project details that the Washington state patrol finds
8 important to relay.

9 (13) \$213,000 of the general fund—state appropriation for fiscal
10 year 2022 is provided solely for the Washington state patrol to
11 outsource death investigation cases to reduce the current backlog of
12 cases awaiting toxicology testing.

13 (14) \$1,320,000 of the general fund—state appropriation for
14 fiscal year 2023 is provided solely for an enhanced forensic
15 capabilities pilot program that provides expedited DNA technology and
16 forensic services to assist in the processing of crime scene
17 evidence, expediting investigative leads, and reducing the backlog of
18 other cases. ~~((Prior to the purchase of the DNA technology and
19 forensic services for the pilot program, the Washington state patrol
20 must submit a plan to the legislature no later than December 31,
21 2021, that addresses the following operational issues of the
22 program:))~~To ensure readiness to proceed with implementation, the
23 Washington state patrol must identify needed resources, complete
24 prehiring, and develop a competitive procurement process by July 1,
25 2022. The Washington state patrol must complete a preliminary report
26 by December 2, 2022, describing major milestones and achievements of
27 the program to date and submit a final report to the appropriate
28 committees of the legislature by June 30, 2023. The preliminary
29 report must include, but is not limited to, the following:

30 (a) Protocols on the operation and use of the program while
31 maintaining civil liberties and protecting individual privacy;

32 (b) A description of how expedited DNA technology and forensic
33 services will tie into the current operations of the state patrol's
34 existing crime lab; and

35 (c) Details of how the Washington state patrol will protect
36 individual privacy and civil liberties in relation to the program
37 described in this subsection.

38 (15) \$94,000 of the general fund—state
39 appropriation for fiscal year 2023 is provided solely for

1 implementation of Substitute House Bill No. 2057 (state patrol
2 workforce). If the bill is not enacted by June 30, 2022, the amount
3 provided in this subsection shall lapse.

4 (16) \$191,000 of the general fund—state appropriation
5 for fiscal year 2023 is provided solely for implementation of
6 Substitute House Bill No. 1725 (missing indigenous persons). If the
7 bill is not enacted by June 30, 2022, the amount provided in this
8 subsection shall lapse.

9 (17) \$330,000 of the general fund—state appropriation
10 for fiscal year 2023 is provided solely for implementation of
11 Substitute House Bill No. 1735 (peace officers/use of force). If the
12 bill is not enacted by June 30, 2022, the amount provided in this
13 subsection shall lapse.

14 (18) \$638,000 of the general fund—state appropriation
15 for fiscal year 2023 is provided solely for implementation of
16 Substitute Senate Bill No. 5880 (fire sprinkler contractors). If the
17 bill is not enacted by June 30, 2022, the amount provided in this
18 subsection shall lapse.

19 (19) \$1,655,000 of the general fund—state
20 appropriation for fiscal year 2023 is provided solely for
21 implementation of Senate Bill No. 5983 (cannabinoid products). If the
22 bill is not enacted by June 30, 2022, the amount provided in this
23 subsection shall lapse.

24 (20) \$441,000 of the general fund—state appropriation
25 for fiscal year 2023 is provided solely for the department to process
26 the backlog of court orders and dispositions. By June 30, 2023, the
27 department must provide a report to the appropriate legislative
28 committees that describes any continued staffing needs for this
29 purpose.

30 (21) \$1,000 of the general fund—state appropriation
31 for fiscal year 2023 is for implementation of Engrossed Fourth
32 Substitute House Bill No. 1412 (legal financial obligations).

(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>\$31,995,000</u>
General Fund—State Appropriation (FY 2023)	
(\$30,769,000)	
	<u>\$41,420,000</u>
General Fund—Federal Appropriation.	((\$105,917,000))
	<u>\$106,299,000</u>
General Fund—Private/Local Appropriation	((\$8,060,000))
	<u>\$8,064,000</u>
Washington Opportunity Pathways Account—State Appropriation.	((\$265,000))
	<u>\$8,609,000</u>
Dedicated Marijuana Account—State Appropriation (FY 2022).	\$520,000
Dedicated Marijuana Account—State Appropriation (FY 2023).	((\$533,000))
	<u>\$550,000</u>
Performance Audits of Government Account—State Appropriation.	\$213,000
Workforce Education Investment Account—State Appropriation.	((\$3,812,000))
	<u>\$7,420,000</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>\$212,206,000</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)~~ \$15,228,000 of the general fund—state appropriation for fiscal year 2022 and ~~(\$14,486,000)~~ \$17,635,000 of

1 the general fund—state appropriation for fiscal year 2023 are
2 provided solely for the operation and expenses of the office of the
3 superintendent of public instruction.

4 (i) The superintendent shall recognize the extraordinary
5 accomplishments of four students who have demonstrated a strong
6 understanding of the civics essential learning requirements to
7 receive the Daniel J. Evans civic education award.

8 (ii) Districts shall report to the office of the superintendent
9 of public instruction daily student unexcused absence data by school,
10 using a uniform definition of unexcused absence as established by the
11 superintendent.

12 (iii) By October 31st of each year, the office of the
13 superintendent of public instruction shall produce an annual status
14 report on implementation of the budget provisos in section 501,
15 chapter 415, Laws of 2019 and sections 515 and 522 of this act. The
16 status report of each proviso shall include, but not be limited to,
17 the following information: Purpose and objective, number of state
18 staff funded by the proviso, number of contractors, status of proviso
19 implementation, number of beneficiaries by year, list of
20 beneficiaries, a comparison of budgeted funding and actual
21 expenditures, other sources and amounts of funding, and proviso
22 outcomes and achievements.

23 (iv) The superintendent of public instruction, in consultation
24 with the secretary of state, shall update the program prepared and
25 distributed under RCW 28A.230.150 for the observation of temperance
26 and good citizenship day to include providing an opportunity for
27 eligible students to register to vote at school.

28 (v) Districts shall annually report to the office of the
29 superintendent of public instruction on: (A) The annual number of
30 graduating high school seniors within the district earning the
31 Washington state seal of biliteracy provided in RCW 28A.300.575; and
32 (B) the number of high school students earning competency-based high
33 school credits for world languages by demonstrating proficiency in a
34 language other than English. The office of the superintendent of
35 public instruction shall provide a summary report to the office of
36 the governor and the appropriate committees of the legislature by
37 December 1st of each year.

38 (vi) The office of the superintendent of public instruction shall
39 provide statewide oversight and coordination to the regional nursing
40 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),
19 \$200,000 of the general fund—state appropriation for fiscal year 2023
20 is 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) Within the amounts provided in this subsection
30 (1)(a), sufficient funding is provided for the office to implement
31 House Bill No. 1833 (school meals/electronic info).

32 (xii) Within the amounts provided in this subsection
33 (1)(a), sufficient funding is provided for the office to implement
34 House Bill No. 1834 (student absences/mental health).

35 (xiii) Within the amounts provided in this subsection
36 (1)(a), \$50,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for the office to provide an annual
38 report to the appropriate committees of the legislature and the
39 office of the governor beginning January 1, 2023, and on January 1st

1 of each year thereafter, on special education students receiving
2 services outside of the state of Washington. At a minimum, the report
3 must contain the following data:

4 (A) The number of Washington K-12 education students
5 enrolled in special education services that have been moved to out-
6 of-state facilities/schools to receive their Washington state funded
7 education;

8 (B) The district that had previously served each
9 student prior to relocation;

10 (C) The current location/facility where the student is
11 now enrolled and receiving services; and

12 (D) The annual cost, and the per pupil cost of each
13 student receiving services outside of the state.

14 (b) \$1,217,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$1,217,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for maintenance of the
17 apportionment system, including technical staff and the data
18 governance working group.

19 (c) \$494,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$494,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for the implementation of
22 chapter 240, Laws of 2010, including staffing the office of equity
23 and civil rights.

24 (d) \$61,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$61,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the ongoing work of the
27 education opportunity gap oversight and accountability committee.

28 (e) \$61,000 of the general fund—state appropriation for fiscal
29 year 2022 and ~~(\$61,000)~~ \$96,000 of the general fund—state
30 appropriation for fiscal year 2023 are provided solely for the
31 implementation of chapter 380, Laws of 2009 (enacting the interstate
32 compact on educational opportunity for military children).

33 (f) ~~(\$265,000)~~ \$268,000 of the Washington opportunity pathways
34 account—state appropriation is provided solely for activities related
35 to public schools other than common schools authorized under chapter
36 28A.710 RCW.

37 (g) Within amounts appropriated in this section, the office of
38 the superintendent of public instruction and the state board of
39 education shall adopt a rule that the minimum number of students to

1 be used for public reporting and federal accountability purposes is
2 ten.

3 (h) \$123,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$123,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for implementation of chapter
6 163, Laws of 2012 (foster care outcomes). The office of the
7 superintendent of public instruction shall annually report each
8 December on the implementation of the state's plan of cross-system
9 collaboration to promote educational stability and improve education
10 outcomes of foster youth.

11 (i) \$250,000 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 implementation of chapter
14 178, Laws of 2012 (open K-12 education resources).

15 (j) \$14,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$14,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for implementation of chapter
18 242, Laws of 2013 (state-tribal education compacts).

19 (k) \$131,000 of the general fund—state appropriation for fiscal
20 year 2022, \$131,000 of the general fund—state appropriation for
21 fiscal year 2023, and \$213,000 of the performance audits of
22 government account—state appropriation are provided solely for the
23 office of the superintendent of public instruction to perform on-
24 going program reviews of alternative learning experience programs,
25 dropout reengagement programs, and other high risk programs. Findings
26 from the program reviews will be used to support and prioritize the
27 office of the superintendent of public instruction outreach and
28 education efforts that assist school districts in implementing the
29 programs in accordance with statute and legislative intent, as well
30 as to support financial and performance audit work conducted by the
31 office of the state auditor.

32 (l) \$117,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$117,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for implementation of chapter 3,
35 Laws of 2015 1st sp. sess. (computer science).

36 (m) \$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 implementation of chapter
39 237, Laws of 2017 (paraeducators).

1 (n) \$385,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$385,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the office of native
4 education to increase services to tribes, including but not limited
5 to, providing assistance to tribes and school districts to implement
6 Since Time Immemorial, applying to become tribal compact schools,
7 convening the Washington state native American education advisory
8 committee, and extending professional learning opportunities to
9 provide instruction in tribal history, culture, and government. The
10 professional development must be done in collaboration with school
11 district administrators and school directors. Funding in this
12 subsection is sufficient for the office, the Washington state school
13 directors' association government-to-government task force, and the
14 association of educational service districts to collaborate with the
15 tribal leaders congress on education to develop a tribal consultation
16 training and schedule. The tribal consultation training and schedule
17 must be developed by January 1, 2022.

18 (o) \$205,000 of the general fund—state appropriation for fiscal
19 year 2022 and ~~(\$205,000)~~ \$1,205,000 of the general fund—state
20 appropriation for fiscal year 2023 are provided solely to promote the
21 financial literacy of students. The effort will be coordinated
22 through the financial literacy public-private partnership. The
23 amounts provided in this subsection are sufficient for implementation
24 of Second Substitute Senate Bill No. 5720 (student financial
25 literacy). If the bill is not enacted by June 30, 2022, the amounts
26 provided in this subsection shall lapse.

27 (p) \$75,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$75,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for staff at the office of the
30 superintendent of public instruction to coordinate and promote
31 efforts to develop integrated math, science, technology, and
32 engineering programs in schools and districts across the state.

33 (q) \$481,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$481,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for additional full-time
36 equivalent staff to support the work of the safety net committee and
37 to provide training and support to districts applying for safety net
38 awards.

1 (r) Districts shall report to the office the results of each
2 collective bargaining agreement for certificated staff within their
3 district using a uniform template as required by the superintendent,
4 within thirty days of finalizing contracts. The data must include but
5 is not limited to: Minimum and maximum base salaries, supplemental
6 salary information, and average percent increase for all certificated
7 instructional staff. Within existing resources by December 1st of
8 each year, the office shall produce a report for the legislative
9 evaluation and accountability program committee summarizing the
10 district level collective bargaining agreement data.

11 (s) \$4,631,000 of the elementary and secondary school emergency
12 relief III account—federal appropriation from funds attributable to
13 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
14 117-2 is provided solely for administrative costs related to the
15 management of federal funds provided for COVID-19 response and other
16 emergency needs.

17 (t) \$70,000 of the general fund—state appropriation
18 for fiscal year 2023 is provided solely for the office of the
19 superintendent of public instruction to provide centralized support
20 and coordination, including supervision and training, for social
21 workers hired by or contracting with school districts.

22 (u) \$2,000 of the general fund—state appropriation for
23 fiscal year 2023 is provided solely for implementation of Engrossed
24 Second Substitute Senate Bill No. 5764 (apprenticeships and higher
25 ed). If this bill is not enacted by June 30, 2022, the amount
26 provided in this subsection shall lapse.

27 (2) DATA SYSTEMS

28 (a) \$1,802,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$1,802,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for implementing a comprehensive
31 data system to include financial, student, and educator data,
32 including development and maintenance of the comprehensive education
33 data and research system (CEDARS).

34 (b) \$281,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$281,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for K-20 telecommunications
37 network technical support in the K-12 sector to prevent system
38 failures and avoid interruptions in school utilization of the data
39 processing and video-conferencing capabilities of the network. These

1 funds may be used to purchase engineering and advanced technical
2 support for the network.

3 (c) \$450,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$450,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided for the superintendent of public
6 instruction to develop and implement a statewide accountability
7 system to address absenteeism and to improve student graduation
8 rates. The system must use data to engage schools and districts in
9 identifying successful strategies and systems that are based on
10 federal and state accountability measures. Funding may also support
11 the effort to provide assistance about successful strategies and
12 systems to districts and schools that are underperforming in the
13 targeted student subgroups.

14 (3) WORK GROUPS

15 (a) \$335,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$335,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for implementation of chapter
18 206, Laws of 2018 (career and college readiness).

19 (b) \$200,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$200,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided for the office of the superintendent of
22 public instruction to meet statutory obligations related to the
23 provision of medically and scientifically accurate, age-appropriate,
24 and inclusive sexual health education as authorized by chapter 206,
25 Laws of 1988 (AIDS omnibus act) and chapter 265, Laws of 2007
26 (healthy youth act).

27 (c) \$118,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$118,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for implementation of chapter
30 75, Laws of 2018 (dyslexia).

31 (d) \$200,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$200,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for implementation of chapter
34 386, Laws of 2019 (social emotional learning).

35 (e) \$130,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$130,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for the office of the
38 superintendent of public instruction to collaborate with the
39 department of children, youth, and families to complete a report with

1 options and recommendations for administrative efficiencies and long
2 term strategies that align and integrate high-quality early learning
3 programs administered by both agencies and consistent with
4 implementation of Engrossed Second Substitute Senate Bill No. 5237
5 (child care & early dev. exp.). The report, due September 1, 2022,
6 shall address capital needs, data collection and data sharing,
7 licensing changes, quality standards, options for community-based and
8 school-based settings with inclusive facilities and operations,
9 fiscal modeling, and any statutory changes needed to achieve
10 administrative efficiencies.

11 (f) \$107,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$107,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the office to support the
14 children and youth behavioral health work group created in chapter
15 130, Laws of 2020 (child. mental health wk. grp).

16 (g) \$310,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$249,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the development and
19 implementation of a language access technical assistance program for
20 school districts and to reconvene an expanded work group under
21 section 2, chapter 256, Laws of 2019. The activities of and resources
22 provided by the language access technical assistance program must
23 align with the recommendations in the October 2020 report of the
24 language access work group created by section 2, chapter 256, Laws of
25 2019 in order to improve awareness and fulfillment of language access
26 rights for families in educational settings. The work group under
27 this subsection shall, by December 1, 2021, report to the appropriate
28 committees of the legislature recommendations for standards,
29 training, testing, and credentialing for spoken and sign language
30 interpreters for students' families and for collecting information
31 related to language access services in schools and school districts.
32 Within the amounts provided in this subsection, the office must
33 provide a report to the appropriate committees of the legislature by
34 December 1, 2021. The report shall include, at a minimum, information
35 regarding the different languages in which students and students'
36 families prefer to communicate by each school district.

37 (h)(i) \$200,000 of the general fund—state
38 appropriation for fiscal year 2023 is provided solely for the
39 superintendent of public instruction to convene a work group to

1 identify trauma informed strategies, approaches, and curricula for
2 supporting students in distress and with challenging behaviors that
3 prioritize relational safety. Stipends may be provided for work group
4 members who are representing families and individuals as experts with
5 lived experiences to compensate for time and travel to meetings. The
6 work group at a minimum must include the following:

7 (A) One representative from the department of
8 children, youth, and families with expertise on inclusion, equitable
9 access, trauma informed practices, and relational safety in education
10 settings;

11 (B) One representative from an organization
12 representing youth with intellectual and developmental disabilities;

13 (C) Individuals representing youth with communication
14 disorders, students or young adults who have lived experience with
15 restraint and isolation, and students or adults who are survivors of
16 the school-to-prison pipeline;

17 (D) One representative from an organization working to
18 eliminate racial inequities in education;

19 (E) One representative from an organization working to
20 eliminate disparities for families and students with a native
21 language other than English;

22 (F) One representative from an organization working to
23 improve inclusive practices in Washington that works with families
24 and communities;

25 (G) One member of an organization representing youth
26 in foster care;

27 (H) One member of an organization representing youth
28 experiencing homelessness; and

29 (I) An administrator, teacher, and paraeducator
30 professional with experience working in or around a self-contained
31 behavior program.

32 (ii) The work group shall submit a report to the
33 education committees of the legislature, the governor's office, and
34 the education ombuds by December 1, 2022. The report must include a
35 list of approved crisis response protocols and deescalation
36 techniques for schools that are trauma informed and prioritize
37 relational safety, recommended elements needed to improve access to
38 mental health supports for all students, building-based strategies to
39 enhance fidelity to multi-tiered systems of support and student
40 behavior plans for students with challenging behaviors and strategies

1 to track and reduce/eliminate restraint and isolation use, and best
2 practices for implementation of identified strategies, with
3 recommendations for district compliance and tracking mechanisms.

4 (4) STATEWIDE PROGRAMS

5 (a) \$2,590,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$2,590,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for the Washington kindergarten
8 inventory of developing skills. State funding shall support statewide
9 administration and district implementation of the inventory under RCW
10 28A.655.080.

11 (b) \$703,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$703,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for implementation of chapter
14 72, Laws of 2016 (educational opportunity gap).

15 (c) \$950,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$950,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for the Washington reading
18 corps. The superintendent shall allocate reading corps members to
19 schools identified for comprehensive or targeted support and school
20 districts that are implementing comprehensive, proven, research-based
21 reading programs. Two or more schools may combine their Washington
22 reading corps programs.

23 (d) \$10,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$10,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for chapter 102, Laws of 2014
26 (biliteracy seal).

27 (e) (i) \$50,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$50,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for school bullying and
30 harassment prevention activities.

31 (ii) \$15,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$15,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for implementation of chapter
34 240, Laws of 2016 (school safety).

35 (iii) \$570,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$570,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for the office of the
38 superintendent of public instruction to provide statewide support and
39 coordination for the regional network of behavioral health, school

1 safety, and threat assessment established in chapter 333, Laws of
2 2019 (school safety and well-being). Within the amounts provided in
3 this subsection (4)(e)(iii), \$200,000 of the general fund—state
4 appropriation for fiscal year 2022 is provided solely for grants to
5 schools or school districts for planning and integrating tiered
6 suicide prevention and behavioral health supports. Grants must be
7 awarded first to districts demonstrating the greatest need and
8 readiness. Grants may be used for intensive technical assistance and
9 training, professional development, and evidence-based suicide
10 prevention training.

11 (iv) \$196,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$196,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the school safety center
14 within the office of the superintendent of public instruction.

15 (A) Within the amounts provided in this subsection (4)(e)(iv),
16 \$100,000 of the general fund—state appropriation for fiscal year 2022
17 and \$100,000 of the general fund—state appropriation for fiscal year
18 2023 are provided solely for a school safety program to provide
19 school safety training for all school administrators and school
20 safety personnel. The school safety center advisory committee shall
21 develop and revise the training program, using the best practices in
22 school safety.

23 (B) Within the amounts provided in this subsection (4)(e)(iv),
24 \$96,000 of the general fund—state appropriation for fiscal year 2022
25 and \$96,000 of the general fund—state appropriation for fiscal year
26 2023 are provided solely for administration of the school safety
27 center. The safety center shall act as an information dissemination
28 and resource center when an incident occurs in a school district in
29 Washington or in another state, coordinate activities relating to
30 school safety, review and approve manuals and curricula used for
31 school safety models and training, and maintain a school safety
32 information web site.

33 (f)(i) \$162,000 of the general fund—state appropriation for
34 fiscal year 2022 and \$162,000 of the general fund—state appropriation
35 for fiscal year 2023 are provided solely for youth suicide prevention
36 activities.

37 (ii) \$76,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$76,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for implementation of chapter
2 64, Laws of 2018 (sexual abuse of students).

3 (g) (i) \$280,000 of the general fund—state appropriation for
4 fiscal year 2022, \$280,000 of the general fund—state appropriation
5 for fiscal year 2023, and (~~(\$1,053,000)~~)\$1,070,000 of the dedicated
6 marijuana account—state appropriation are provided solely for dropout
7 prevention, intervention, and reengagement programs, including the
8 jobs for America's graduates (JAG) program, dropout prevention
9 programs that provide student mentoring, and the building bridges
10 statewide program. Students in the foster care system or who are
11 homeless shall be given priority by districts offering the jobs for
12 America's graduates program. The office of the superintendent of
13 public instruction shall convene staff representatives from high
14 schools to meet and share best practices for dropout prevention. Of
15 these amounts, \$520,000 of the dedicated marijuana account—state
16 appropriation for fiscal year 2022, and (~~(\$533,000)~~)\$550,000 of the
17 dedicated marijuana account—state appropriation for fiscal year 2023
18 are provided solely for the building bridges statewide program.

19 (ii) \$293,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$293,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for the office of the
22 superintendent of public instruction to support district
23 implementation of comprehensive guidance and planning programs in
24 support of high-quality high school and beyond plans consistent with
25 RCW 28A.230.090.

26 (iii) \$178,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$178,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for implementation of chapter
29 291, Laws of 2017 (truancy reduction efforts).

30 (h) Sufficient amounts are appropriated in this section for the
31 office of the superintendent of public instruction to create a
32 process and provide assistance to school districts in planning for
33 future implementation of the summer knowledge improvement program
34 grants.

35 (i) \$358,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$358,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for the implementation of
38 chapter 221, Laws of 2019 (CTE course equivalencies).

1 (j) \$196,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$196,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the implementation of
4 chapter 252, Laws of 2019 (high school graduation reqs.).

5 (k) \$60,000 of the general fund—state appropriation for fiscal
6 year 2022, \$60,000 of the general fund—state appropriation for fiscal
7 year 2023, and \$680,000 of the general fund—federal appropriation are
8 provided solely for the implementation of chapter 295, Laws of 2019
9 (educator workforce supply). Of the amounts provided in this
10 subsection, \$680,000 of the general fund—federal appropriation is
11 provided solely for title II SEA state-level activities to implement
12 section 103, chapter 295, Laws of 2019 relating to the regional
13 recruiters program.

14 (l) \$150,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$150,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for a tribal liaison at the
17 office of the superintendent of public instruction to facilitate
18 access to and support enrollment in career connected learning
19 opportunities for tribal students, including career awareness and
20 exploration, career preparation, and career launch programs, as
21 defined in RCW 28C.30.020, so that tribal students may receive high
22 school or college credit to the maximum extent possible.

23 (m) \$57,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$57,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for implementation of chapter
26 288, Laws of 2020 (school meals at no cost).

27 (n) \$269,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$142,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for implementation of chapter
30 353, Laws of 2020 (innovative learning pilot).

31 (o) \$200,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$200,000 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 provide statewide
35 coordination towards multicultural, culturally responsive, and anti-
36 racist education to support academically, socially, and culturally
37 literate learners. The office must engage community members and key
38 interested parties to:

1 (i) Develop a clear definition and framework for African American
2 studies to guide instruction in grades seven through twelve;

3 (ii) Develop a plan for aligning African American studies across
4 all content areas; and

5 (iii) Identify professional development opportunities for
6 educators and administrators to build capacity in creating high-
7 quality learning environments centered in belonging and racial
8 equity, anti-racist approaches, and asset-based methodologies that
9 pull from all students' cultural funds of knowledge.

10 (p) \$275,000 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 office of the
13 superintendent of public instruction to convene and provide staff
14 support to the K-12 basic education compensation advisory committee
15 established in section 951 of this act.

16 (q) \$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 of the
19 superintendent of public instruction to develop resources, share best
20 practices, and provide technical assistance for school districts to
21 support implementation of comprehensive, culturally responsive, and
22 high-quality civics education. Within amounts provided in this
23 subsection, the office shall administer competitive grant awards of
24 up to \$1,500 per first class school district and \$750 per second
25 class school district to support in-service training and the
26 development or adoption of curriculum and instructional materials.
27 The office shall utilize a portion of this funding to assess the
28 learning outcomes related to civic education curriculum and to
29 support related assessments that gauge the degree to which high
30 quality civic education is taking place in school districts
31 throughout the state.

32 (r) \$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 office of the
35 superintendent of public instruction to provide technical assistance
36 to school districts through the center for the improvement of student
37 learning. The technical assistance must support the implementation of
38 trauma-informed practices, policies, and procedures, including
39 implementation of social emotional learning programs, multi-tiered

1 systems of support, and other evidence-based programs that improve
2 school climate and student emotional wellbeing.

3 (s) \$49,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$49,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for implementation of Engrossed
6 Substitute House Bill No. 1214 (K-12 safety & security serv.). (~~If~~
7 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
8 ~~this subsection shall lapse.~~)

9 (t) \$35,000 of the general fund—state appropriation for fiscal
10 year 2022 is provided solely for implementation of Substitute House
11 Bill No. 1363 (secondary trauma/K-12). (~~If the bill is not enacted~~
12 ~~by June 30, 2021, the amount provided in this subsection shall~~
13 ~~lapse.~~)

14 (u) \$140,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$135,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for implementation of Substitute
17 House Bill No. 1208 (learning assistance program). (~~If the bill is~~
18 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
19 ~~shall lapse.~~)

20 (v) \$505,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$486,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for implementation of Engrossed
23 Second Substitute House Bill No. 1295 (institutional ed./release).
24 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
25 ~~in this subsection shall lapse.~~)

26 (w) \$60,000 of the general fund—state appropriation for fiscal
27 year 2022 is provided solely for the office of the superintendent of
28 public instruction to evaluate and implement best practices and
29 procedures for ensuring that student lunch periods include a seated
30 lunch duration of at least 20 minutes. The office of the
31 superintendent of public instruction shall, through an application-
32 based process, select six public schools to serve as demonstration
33 sites. Of the amounts provided in this subsection:

34 (i) \$30,000 of the general fund—state appropriation is provided
35 solely for annual grant awards of \$5,000 each provided to the six
36 school districts selected to serve as school demonstration sites;

37 (ii) \$20,000 of the general fund—state appropriation is provided
38 solely for the office to hire a consultant with expertise in

1 nutrition programs to oversee the demonstration projects and provide
2 technical support; and

3 (iii) \$10,000 of the general fund—state appropriation is provided
4 solely for the office to provide technical support to the
5 demonstration sites and report its findings and recommendations to
6 the education committees of the house of representatives and the
7 senate by October 1, 2022.

8 (x) \$27,000 of the general fund—state appropriation for fiscal
9 year 2022 is provided solely for implementation of Substitute Senate
10 Bill No. 5030 (school counseling programs). (~~If the bill is not
11 enacted by June 30, 2021, the amount provided in this subsection
12 shall lapse.~~)

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

19 (z) \$553,000 of the general fund—state appropriation
20 for fiscal year 2023 is provided solely for the office of the
21 superintendent of public instruction to develop and implement a
22 mathematics pathways pilot to modernize algebra II. The office should
23 use research and engage stakeholders to develop a revised and
24 expanded course.

25 (aa)(i) \$76,000 of the general fund—state
26 appropriation for fiscal year 2023 is provided solely for the office
27 of the superintendent of public instruction to collaborate with the
28 department of health to submit a report of findings related to
29 statewide implementation of RCW 28A.210.383. In preparing the report,
30 the office must collaborate with the department to:

31 (A) Analyze information about the schools that
32 maintain a supply of epinephrine autoinjectors under RCW 28A.210.383;

33 (B) Examine the barriers and challenges licensed
34 health professionals with the authority to prescribe epinephrine
35 autoinjectors experience in prescribing this medication under a
36 standing order;

37 (C) Review whether and to what extent the requirement
38 under RCW 28A.210.320 that a student with a life-threatening allergic
39 reaction present a medication or treatment order addressing the

1 medical services that may be required to be performed at the school
2 reduces the need for and use of a school supply of epinephrine
3 autoinjectors;

4 (D) Determine the number of unused epinephrine
5 autoinjectors discarded by schools, and returned to students'
6 families, at the end of the 2022-23 school year;

7 (E) Complete an inventory of the number and categories
8 of school district staff provided with training on identifying and
9 responding to life-threatening allergies between September 1, 2017,
10 and June 1, 2023; and

11 (F) Investigate any other implementation issues raised
12 by school nurses, students who have life-threatening allergic
13 reactions, and students' families during meetings held by the office
14 for the purpose of soliciting feedback on these issues.

15 (ii) When collecting and analyzing information
16 required under (i) of this subsection (4)(aa), the office and the
17 department must collect information from multiple sources, and
18 disaggregate information during analysis, such that information can
19 be separated by school geography, student enrollment, school
20 socioeconomic status, and other student demographics.

21 (iii) The office and the department must submit the
22 report to the appropriate committees of the legislature by June 30,
23 2023.

24 (bb) \$3,500,000 of the general fund—state
25 appropriation for fiscal year 2023 is provided solely for the office
26 to contract for regional multitiered systems of support (MTSS)
27 implementation specialists during the 2022-23 school year to help
28 districts administer the MTSS assessments and adopt evidence-based
29 strategies that address the specific academic, social, emotional, and
30 behavioral health needs of students exacerbated by the pandemic.
31 Funding may also be used for the specialists to provide MTSS training
32 and technical assistance to help school districts and educational
33 service districts connect students with appropriate supports to
34 improve student outcomes and reduce educational opportunity gaps.

35 (cc) \$367,000 of the general fund—state appropriation
36 for fiscal year 2023 is provided solely for implementation of
37 Engrossed Second Substitute House Bill No. 1153 (language access in
38 schools). If the bill is not enacted by June 30, 2022, the amount
39 provided in this subsection shall lapse.

1 (dd) \$8,341,000 of the Washington state opportunity
2 pathways account—state appropriation is provided solely for support
3 to small school districts and public schools receiving allocations
4 under chapters 28A.710 and 28A.715 RCW that have less than 800
5 enrolled students, are located in urban or suburban areas, and
6 budgeted for less than \$18,000 per pupil in general fund expenditures
7 in the 2021-22 school year. For eligible school districts and
8 schools, the superintendent of public instruction must allocate an
9 amount equal to the lesser of (dd)(i) or (ii) of this subsection
10 multiplied by the school district or school's budgeted enrollment in
11 the 2021-22 school year.

12 (i) The state local effort assistance threshold in RCW
13 28A.500.015 in the 2022 calendar year.

14 (ii) \$18,000 minus the school district or school's
15 budgeted general fund expenditures per pupil in the 2021-22 school
16 year.

17 (ee)(i) \$80,000 of the general fund—state
18 appropriation for fiscal year 2023 is provided solely for the office
19 to assist sexual assault survivors in Washington public schools.
20 Funding provided in this subsection must be used by the office to:

21 (A) Research best practices for a victim-centered,
22 trauma-informed approach to responding to sexual assault and
23 supporting survivors in schools;

24 (B) Conduct listening sessions across the state for
25 the purpose of assessing challenges with responding to sexual assault
26 and supporting survivors in schools;

27 (C) Update model protocols for responding to sexual
28 assault and supporting survivors in schools;

29 (D) Develop a plan for deploying victim-centered,
30 trauma-informed training for school administrators and counselors,
31 based on best practices for responding to sexual assault and
32 supporting survivors in schools and informed by the requirements of
33 title IX of the education amendments of 1972; and

34 (E) Review current legal requirements mandating that
35 educators and staff report suspected sexual assault and assess
36 whether changes to those requirements should be made to align them
37 with best practices for responding to sexual assault and supporting
38 survivors in schools.

39 (ii) The office must consult with the department of
40 children, youth, and families, law enforcement professionals,

1 national and state organizations supporting the interests of sexual
2 assault survivors, victims' advocates, educators, school
3 administrators, school counselors, and sexual assault survivors.

4 (iii) The office must submit to the governor and the
5 appropriate committees of the legislature a preliminary report by
6 December 1, 2022. It is the intent of the legislature to provide
7 funding for the office to submit a final report, including a summary
8 of its findings and recommendations, by October 1, 2023.

9 (ff) \$25,000 of the general fund—state appropriation
10 for fiscal year 2023 is provided solely for the office to create and
11 distribute promotional and educational materials to school districts
12 for Americans of Chinese descent history month.

13 (gg) \$1,000,000 of the general fund—state
14 appropriation for fiscal year 2023 is provided solely for the
15 superintendent to contract with a community-based youth development
16 nonprofit organization for a pilot program to provide behavioral
17 health support for youth and trauma-informed, culturally responsive
18 staff training.

19 (hh) \$300,000 of the general fund—state appropriation
20 for fiscal year 2023 is provided solely for the superintendent to
21 establish a media literacy and digital citizenship ambassador program
22 to promote the integration of media literacy and digital citizenship
23 instruction.

24 (ii) \$294,000 of the general fund—state appropriation
25 for fiscal year 2023 is provided solely for implementation of
26 Substitute Senate Bill No. 5252 (school consultation/tribes). If the
27 bill is not enacted by June 30, 2022, the amount provided in this
28 subsection shall lapse.

29 (5) CAREER CONNECTED LEARNING

30 (a) \$852,000 of the workforce education investment account—state
31 appropriation is provided solely for expanding career connected
32 learning as provided in RCW 28C.30.020.

33 (b) \$960,000 of the workforce education investment account—state
34 appropriation is provided solely for increasing the funding per full-
35 time equivalent for career launch programs as described in RCW
36 28A.700.130. In the 2021-2023 fiscal biennium, for career launch
37 enrollment exceeding the funding provided in this subsection, funding
38 is provided in section 504 of this act.

1 (c) \$500,000 of the workforce education investment account—state
2 appropriation is provided solely for the Federal Way school district
3 to establish pre-apprenticeship pathways and career connected
4 learning programs in the skilled trades in Federal Way.

5 (d) \$1,500,000 of the workforce education investment account—
6 state is provided solely for Marysville school district to
7 collaborate with Arlington school district, Everett Community
8 College, other local school districts, local labor unions, local
9 Washington state apprenticeship and training council registered
10 apprenticeship programs, and local industry groups to continue the
11 regional apprenticeship pathways program.

12 (e) \$3,600,000 of the workforce education investment
13 account—state appropriation is provided solely for the office of the
14 superintendent of public instruction to administer grants to skill
15 centers for nursing programs to purchase or upgrade simulation
16 laboratory equipment.

17 **Sec.**

502

18 2021 c 334 s 502 (uncodified) is amended to read as follows:

19 **FOR THE STATE BOARD OF EDUCATION**

20	General Fund—State Appropriation (FY 2022)	\$3,001,000
21	General Fund—State Appropriation (FY 2023)	
22	((\$5,003,000))	
23		<u>\$5,398,000</u>
24	Washington Opportunity Pathways Account—State	
25	Appropriation	((\$322,000))
26		<u>\$326,000</u>
27	TOTAL APPROPRIATION	((\$8,326,000))
28		<u>\$8,725,000</u>

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

31 (1) \$152,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$138,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely to the state board of education
34 for the following: Continuation of the mastery-based learning work
35 group (chapter 252, Laws of 2019), expansion of ongoing pathways
36 research, and a report outlining findings and recommendations to the
37 governor and education committees of the legislature by December 31,
38 2022.

1 (2) \$1,500,000 of the general fund—state appropriation for fiscal
 2 year 2022 and \$3,500,000 of the general fund—state appropriation for
 3 fiscal year 2023 are provided solely to the state board of education
 4 for implementation of mastery-based learning in school district
 5 demonstration sites for the purpose of addressing learning recovery
 6 and other educational issues related to COVID-19. The funds must be
 7 used for grants to school districts, professional development of
 8 school district staff, and implementation support provided by the
 9 state board of education. The state board of education shall require
 10 grant recipients to report on impacts and participate in a
 11 collaborative to share best practices. Grants for mastery-based
 12 learning may be made in partnership with private matching funds.

13 (3) \$263,000 of the general fund—state appropriation
 14 for fiscal year 2023 is provided solely for the state board of
 15 education for a community engagement coordinator position within the
 16 state board of education. Funding provided in this subsection may
 17 also be used for contracts for partner organizations, including
 18 community-based and nonprofit organizations, to support the
 19 engagement coordinator.

20 (4) \$100,000 of the general fund—state appropriation
 21 for fiscal year 2023 is provided solely for the state board of
 22 education to identify, develop, or purchase a school climate survey
 23 tool or other assessment options, and work with the office of the
 24 superintendent of public instruction and school districts to develop
 25 a statewide implementation plan, and report back on progress to the
 26 governor and education committees of the legislature by June 30,
 27 2023.

28	Sec.	503	.
29	2021 c 334 s 503 (uncodified) is amended to read as follows:		
30	FOR THE PROFESSIONAL EDUCATOR STANDARDS BOARD		
31	General Fund—State Appropriation (FY 2022)	\$16,868,000
32	General Fund—State Appropriation (FY 2023)		
33	((\$19,203,000))		
34			<u>\$21,438,000</u>
35	TOTAL APPROPRIATION	((\$36,071,000))
36			<u>\$38,306,000</u>

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

1 (1) \$1,693,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$1,725,000 of the general fund—state appropriation for
3 fiscal year 2023 are for the operation and expenses of the Washington
4 professional educator standards board including implementation of
5 chapter 172, Laws of 2017 (educator prep. data/PESB).

6 (2) (a) \$600,000 of the general fund—state appropriation for
7 fiscal year 2022 and \$600,000 of the general fund—state appropriation
8 for fiscal year 2023 are provided solely for grants to improve
9 preservice teacher training and funding of alternate routes to
10 certification programs administered by the professional educator
11 standards board.

12 (b) Within the amounts provided in this subsection (2), up to
13 \$500,000 of the general fund—state appropriation for fiscal year 2022
14 and up to \$500,000 of the general fund—state appropriation for fiscal
15 year 2023 are provided for grants to public or private colleges of
16 education in Washington state to develop models and share best
17 practices for increasing the classroom teaching experience of
18 preservice training programs.

19 (3) \$622,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$622,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided for the recruiting Washington teachers
22 program with priority given to programs that support bilingual
23 teachers, teachers from populations that are underrepresented, and
24 English language learners. Of the amounts provided in this subsection
25 (3), \$500,000 of the general fund—state appropriation for fiscal year
26 2022 and \$500,000 of the general fund—state appropriation for fiscal
27 year 2023 are provided solely for implementation and expansion of the
28 bilingual educator initiative pilot project established under RCW
29 28A.180.120.

30 (4) \$150,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$150,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the implementation of
33 chapter 295, Laws of 2019 (educator workforce supply).

34 (5) \$13,499,000 of the general fund—state appropriation for
35 fiscal year 2022 and (~~(\$16,076,000)~~) \$17,535,000 of the general fund—
36 state appropriation for fiscal year 2023 are provided solely for
37 implementation of chapter 237, Laws of 2017 (paraeducators). Of the
38 amounts provided in this subsection:

1 (a) \$250,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely to develop an online course to train
3 educators on effective community, family, and student engagement.

4 (b) \$12,587,000 of the general fund—state appropriation for
5 fiscal year 2022 and (~~(\$15,414,000)~~) \$16,873,000 of the general fund—
6 state appropriation for fiscal year 2023 are provided solely for
7 grants to districts to provide two days of training per school year
8 in the paraeducator certificate program to all paraeducators. Funds
9 in this subsection are provided solely for reimbursement to school
10 districts that provide paraeducators with two days of training in the
11 paraeducator certificate program in each of the 2020-21 and 2021-22
12 school years. Funding provided in this subsection is sufficient for
13 new paraeducators to receive four days of training in the
14 paraeducator certificate program during their first year.

15 (6) \$54,000 of the general fund—state appropriation for fiscal
16 year 2022 is provided solely for implementation of Second Substitute
17 House Bill No. 1028 (residency teacher cert.). (~~(If the bill is not~~
18 ~~enacted by June 30, 2021, the amount provided in this subsection~~
19 ~~shall lapse.)~~)

20 (7) \$63,000 of the general fund—state appropriation for fiscal
21 year 2022 is provided solely to develop standards for two specialty
22 endorsements in computer science, one in elementary computer science
23 and one in secondary computer science. The professional educator
24 standards board shall consult with the superintendent of public
25 instruction to confirm that the specialty endorsements reflect the
26 appropriate content necessary to teach computer science in the
27 classroom, as defined by the office of the superintendent of public
28 instruction with industry input. The computer science specialty
29 endorsements must be available to all certificated teachers who hold
30 a valid license and who demonstrate sufficient content knowledge in
31 computer science.

32 (8) \$187,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$30,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for implementation of Engrossed
35 Substitute Senate Bill No. 5044 (schools/equity training). (~~(If the~~
36 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
37 ~~subsection shall lapse.)~~)

38 (9) \$700,000 of the general fund—state appropriation
39 for fiscal year 2023 is provided solely for the board to administer

1 grants to reimburse school districts for professional development
2 activities of up to \$2,000 per employee or contracted staff service
3 provider in the role of educational interpreter who are training to
4 meet standards in RCW 28A.410.271. Funding provided in this
5 subsection may be used for:

6 (a) Professional development, training, or mentoring
7 services;

8 (b) Paid time to attend training or mentoring
9 opportunities;

10 (c) Compensation for substitutes to enable educational
11 interpreters to access professional development, training, or
12 mentoring services during the instructional day without interrupting
13 service to students;

14 (d) Courses offered at institutions of higher
15 education located in Washington and designed to improve professional
16 skills to meet the educational needs of students who are deaf or hard
17 of hearing;

18 (e) Assessment fees for initial submission or
19 assessment retakes to meet or exceed standards in RCW
20 28A.410.271(3) (a) and (b); and

21 (f) Other activities as defined by the Washington
22 professional educator standards board in consultation with the
23 Washington center for deaf and hard of hearing youth and associations
24 representing school administrators and educational interpreters.

25 (10) \$13,000 of the general fund—state appropriation
26 for fiscal year 2023 is provided solely for implementation of
27 Engrossed Second Substitute House Bill No. 1153 (language access in
28 schools). If the bill is not enacted by June 30, 2022, the amount
29 provided in this subsection shall lapse.

30 **Sec.**

504

31 2021 c 334 s 504 (uncodified) is amended to read as follows:

32 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR GENERAL**
33 **APPORTIONMENT**

34 General Fund—State Appropriation (FY 2022)
35 ((~~\$9,852,652,000~~))

\$9,481,252,000

37 General Fund—State Appropriation (FY 2023)
38 ((~~\$9,550,695,000~~))

1		<u>\$8,975,955,000</u>
2	<u>General Fund</u>	=
3	<u>Federal Appropriation</u>	<u>\$204,000</u>
4	Education Legacy Trust Account—State Appropriation	
5	((\$1,398,115,000))	
6		<u>\$1,608,115,000</u>
7	<u>Coronavirus State Fiscal Recovery Fund</u>	
8	= <u>Federal</u>	
9	<u>Appropriation</u>	
10	<u>\$280,875,000</u>	
11	TOTAL APPROPRIATION. . . .	((\$20,801,462,000))
12		<u>\$20,346,401,000</u>

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

15 (1)(a) Each general fund fiscal year appropriation includes such
16 funds as are necessary to complete the school year ending in the
17 fiscal year and for prior fiscal year adjustments.

18 (b) For the 2021-22 and 2022-23 school years, the superintendent
19 shall allocate general apportionment funding to school districts as
20 provided in the funding formulas and salary allocations in sections
21 504 and 505 of this act, excluding (c) of this subsection.

22 (c) From July 1, 2021, to August 31, 2021, the superintendent
23 shall allocate general apportionment funding to school districts
24 programs as provided in sections 503 and 504, chapter 357, Laws of
25 2020, as amended.

26 (d) The enrollment of any district shall be the annual average
27 number of full-time equivalent students and part-time students as
28 provided in RCW 28A.150.350, enrolled on the fourth day of school in
29 September and on the first school day of each month October through
30 June, including students who are in attendance pursuant to RCW
31 28A.335.160 and 28A.225.250 who do not reside within the servicing
32 school district. Any school district concluding its basic education
33 program in May must report the enrollment of the last school day held
34 in May in lieu of a June enrollment.

35 (e)(i) Funding provided in part V of this act is sufficient to
36 provide each full-time equivalent student with the minimum hours of
37 instruction required under RCW 28A.150.220.

38 (ii) The office of the superintendent of public instruction shall
39 align the agency rules defining a full-time equivalent student with

1 the increase in the minimum instructional hours under RCW
2 28A.150.220, as amended by the legislature in 2014.

3 (f) The superintendent shall adopt rules requiring school
4 districts to report full-time equivalent student enrollment as
5 provided in RCW 28A.655.210.

6 (g) For the 2021-22 and 2022-23 school years, school districts
7 must report to the office of the superintendent of public instruction
8 the monthly actual average district-wide class size across each grade
9 level of kindergarten, first grade, second grade, and third grade
10 classes. The superintendent of public instruction shall report this
11 information to the education and fiscal committees of the house of
12 representatives and the senate by September 30th of each year.

13 (2) CERTIFICATED INSTRUCTIONAL STAFF ALLOCATIONS

14 Allocations for certificated instructional staff salaries for the
15 2021-22 and 2022-23 school years are determined using formula-
16 generated staff units calculated pursuant to this subsection.

17 (a) Certificated instructional staff units, as defined in RCW
18 28A.150.410, shall be allocated to reflect the minimum class size
19 allocations, requirements, and school prototypes assumptions as
20 provided in RCW 28A.150.260. The superintendent shall make
21 allocations to school districts based on the district's annual
22 average full-time equivalent student enrollment in each grade.

23 (b) Additional certificated instructional staff units provided in
24 this subsection (2) that exceed the minimum requirements in RCW
25 28A.150.260 are enhancements outside the program of basic education,
26 except as otherwise provided in this section.

27 (c) (i) The superintendent shall base allocations for each level
28 of prototypical school, including those at which more than fifty
29 percent of the students were eligible for free and reduced-price
30 meals in the prior school year, on the following regular education
31 average class size of full-time equivalent students per teacher,
32 except as provided in (c) (ii) of this subsection:

33 General education class size:

34 Grade	RCW 28A.150.260	2021-22	2022-23
		School Year	School Year
36 Grade K		17.00	17.00
37 Grade 1		17.00	17.00
38 Grade 2		17.00	17.00

1	Grade 3	17.00	17.00
2	Grade 4	27.00	27.00
3	Grades 5-6	27.00	27.00
4	Grades 7-8	28.53	28.53
5	Grades 9-12	28.74	28.74

6 The superintendent shall base allocations for: Laboratory science
7 average class size as provided in RCW 28A.150.260; career and
8 technical education (CTE) class size of 23.0; and skill center
9 program class size of 19. Certificated instructional staff units
10 provided for skills centers that exceed the minimum requirements of
11 RCW 28A.150.260 achieve class size reductions under RCW 28A.400.007
12 and are part of the state's program of basic education.

13 (ii) Pursuant to RCW 28A.150.260(4)(a), the assumed teacher
14 planning period, expressed as a percentage of a teacher work day, is
15 13.42 percent in grades K-6, and 16.67 percent in grades 7-12; and

16 (iii) Advanced placement and international baccalaureate courses
17 are funded at the same class size assumptions as general education
18 schools in the same grade; and

19 (d)(i) Funding for teacher librarians, school nurses, social
20 workers, school psychologists, and guidance counselors is allocated
21 based on the school prototypes as provided in RCW 28A.150.260, as
22 amended by Second Substitute House Bill No. 1664 (schools/support
23 funding), and is considered certificated instructional staff, except
24 as provided in (d)(ii) of this subsection.

25 (ii)(A) For the twenty schools with the lowest overall school
26 score for all students in the 2018-19 school year, as determined by
27 the Washington school improvement framework among elementary schools,
28 middle schools, and other schools not serving students up to twelfth
29 grade, having enrollments greater than one hundred fifty students, in
30 addition to the allocation under (d)(i) of this subsection the
31 superintendent shall allocate additional funding for guidance
32 counselors for each level of prototypical school in the 2021-22
33 school year as follows:

34		Elementary	Middle
35	Guidance	0.307	0.512
36	counselors		

1 To receive additional allocations under this subsection
 2 (2)(d)(ii)(A), a school eligible to receive the allocation must have
 3 demonstrated actual staffing for guidance counselors for its
 4 prototypical school level that meets or exceeds the staffing for
 5 guidance counselors in (d)(i) of this subsection and this subsection
 6 (2)(d)(ii)(A) for its prototypical school level. School districts
 7 must distribute the additional guidance counselors allocation in this
 8 subsection to the schools that generate the allocation. The
 9 enhancement within this subsection is not part of the state's program
 10 of basic education.

11 (B) For qualifying high-poverty schools in the 2022-23 school
 12 year, at which more than 50 percent of the students were eligible for
 13 free and reduced-price meals in the prior school year, in addition to
 14 the allocation under (d)(i) of this subsection, the superintendent
 15 shall allocate additional funding for guidance counselors for each
 16 level of prototypical school as follows:

	Elementary	Middle	High
Guidance			
counselors	((0.500))	((0.500))	((0.500))
	<u>0.333</u>	<u>0.333</u>	<u>0.333</u>

22 (C) Students in approved career and technical education and skill
 23 center programs generate certificated instructional staff units to
 24 provide for the services of teacher librarians, school nurses, social
 25 workers, school psychologists, and guidance counselors at the
 26 following combined rate per 1000 student full-time equivalent
 27 enrollment:

	2021-22	2022-23
	School Year	School Year
Career and Technical Education	3.07	((3.07)) <u>3.35</u>
Skill Center	3.41	((3.41)) <u>3.69</u>

32 (3) ADMINISTRATIVE STAFF ALLOCATIONS

33 (a) Allocations for school building-level certificated
 34 administrative staff salaries for the 2021-22 and 2022-23 school
 35 years for general education students are determined using the formula
 36 generated staff units calculated pursuant to this subsection. The
 37 superintendent shall make allocations to school districts based on

1 the district's annual average full-time equivalent enrollment in each
2 grade. The following prototypical school values shall determine the
3 allocation for principals, assistant principals, and other
4 certificated building level administrators:

5 Prototypical School Building:

6 Elementary School	1.253
7 Middle School	1.353
8 High School	1.880

9 (b) Students in approved career and technical education and skill
10 center programs generate certificated school building-level
11 administrator staff units at per student rates that are a multiple of
12 the general education rate in (a) of this subsection by the following
13 factors:

14 Career and Technical Education students.	1.025
15 Skill Center students.	1.198

16 (4) CLASSIFIED STAFF ALLOCATIONS

17 Allocations for classified staff units providing school building-
18 level and district-wide support services for the 2021-22 and 2022-23
19 school years are determined using the formula-generated staff units
20 provided in RCW 28A.150.260 and pursuant to this subsection, and
21 adjusted based on each district's annual average full-time equivalent
22 student enrollment in each grade.

23 (5) CENTRAL OFFICE ALLOCATIONS

24 In addition to classified and administrative staff units
25 allocated in subsections (3) and (4) of this section, classified and
26 administrative staff units are provided for the 2021-22 and 2022-23
27 school years for the central office administrative costs of operating
28 a school district, at the following rates:

29 (a) The total central office staff units provided in this
30 subsection (5) are calculated by first multiplying the total number
31 of eligible certificated instructional, certificated administrative,
32 and classified staff units providing school-based or district-wide
33 support services, as identified in RCW 28A.150.260(6)(b) and the
34 increased allocations provided pursuant to subsections (2) and (4) of
35 this section, by 5.3 percent.

36 (b) Of the central office staff units calculated in (a) of this
37 subsection, 74.53 percent are allocated as classified staff units, as

1 generated in subsection (4) of this section, and 25.48 percent shall
2 be allocated as administrative staff units, as generated in
3 subsection (3) of this section.

4 (c) Staff units generated as enhancements outside the program of
5 basic education to the minimum requirements of RCW 28A.150.260, and
6 staff units generated by skill center and career-technical students,
7 are excluded from the total central office staff units calculation in
8 (a) of this subsection.

9 (d) For students in approved career-technical and skill center
10 programs, central office classified units are allocated at the same
11 staff unit per student rate as those generated for general education
12 students of the same grade in this subsection (5), and central office
13 administrative staff units are allocated at staff unit per student
14 rates that exceed the general education rate established for students
15 in the same grade in this subsection (5) by ~~((12.52))~~ 12.58 percent in
16 the 2021-22 school year and ~~((11.96))~~ 12.11 percent in the 2022-23
17 school year for career and technical education students, and
18 ~~((17.86))~~ 17.92 percent in the 2021-22 school year and ~~((17.26))~~ 17.42
19 percent in the 2022-23 school year for skill center students.

20 (6) FRINGE BENEFIT ALLOCATIONS

21 Fringe benefit allocations shall be calculated at a rate of 22.71
22 percent in the 2021-22 school year and ~~((22.71))~~ 22.98 percent in the
23 2022-23 school year for certificated salary allocations provided
24 under subsections (2), (3), and (5) of this section, and a rate of
25 22.75 percent in the 2021-22 school year and ~~((22.75))~~ 22.80 percent
26 in the 2022-23 school year for classified salary allocations provided
27 under subsections (4) and (5) of this section.

28 (7) INSURANCE BENEFIT ALLOCATIONS

29 Insurance benefit allocations shall be calculated at the rates
30 specified in section 506 of this act, based on the number of benefit
31 units determined as follows: Except for nonrepresented employees of
32 educational service districts, the number of calculated benefit units
33 determined below. Calculated benefit units are staff units multiplied
34 by the benefit allocation factors established in the collective
35 bargaining agreement referenced in ~~((section 942 of this act))~~ section
36 934 of this act. These factors are intended to adjust allocations so
37 that, for the purpose of distributing insurance benefits, full-time
38 equivalent employees may be calculated on the basis of 630 hours of
39 work per year, with no individual employee counted as more than one

1 full-time equivalent. The number of benefit units is determined as
2 follows:

3 (a) The number of certificated staff units determined in
4 subsections (2), (3), and (5) of this section multiplied by 1.02; and

5 (b) The number of classified staff units determined in
6 subsections (4) and (5) of this section multiplied by 1.43.

7 (8) MATERIALS, SUPPLIES, AND OPERATING COSTS (MSOC) ALLOCATIONS
8 Funding is allocated per annual average full-time equivalent
9 student for the materials, supplies, and operating costs (MSOC)
10 incurred by school districts, consistent with the requirements of RCW
11 28A.150.260.

12 (a) (i) MSOC funding for general education students are allocated
13 at the following per student rates:

14 MSOC RATES/STUDENT FTE

16 MSOC Component	2021-22	2022-23
17	School Year	School Year
19 Technology	\$140.84	(\$168.10) <u>\$173.59</u>
21 Utilities and Insurance	\$382.70	(\$388.82) <u>\$403.75</u>
23 Curriculum and Textbooks	\$151.22	(\$153.64) <u>\$159.54</u>
25 Other Supplies	\$299.50	(\$303.29) <u>\$316.73</u>
27 Library Materials	\$21.54	(\$21.89) <u>\$21.97</u>
29 Instructional Professional Development for Certificated 30 and Classified Staff	\$23.39	(\$23.76) <u>\$24.67</u>
31 Facilities Maintenance	\$189.59	(\$192.62) <u>\$200.02</u>
33 Security and Central Office	\$131.35	(\$133.45) <u>\$138.57</u>

1 TOTAL MSOC/STUDENT FTE \$1,340.13
 2 ((~~\$1,386.57~~))
 3 \$1,438.84

4 (ii) For the 2021-22 school year and 2022-23 school year, as part
 5 of the budget development, hearing, and review process required by
 6 chapter 28A.505 RCW, each school district must disclose: (A) The
 7 amount of state funding to be received by the district under (a) and
 8 (d) of this subsection (8); (B) the amount the district proposes to
 9 spend for materials, supplies, and operating costs; (C) the
 10 difference between these two amounts; and (D) if (A) of this
 11 subsection (8)(a)(ii) exceeds (B) of this subsection (8)(a)(ii), any
 12 proposed use of this difference and how this use will improve student
 13 achievement.

14 (iii) Within the amount provided in (a)(i) of this subsection
 15 (8), allocations for MSOC technology in excess of RCW 28A.150.260 are
 16 not part of the state's basic education.

17 (b) Students in approved skill center programs generate per
 18 student FTE MSOC allocations of \$1,585.55 for the 2021-22 school year
 19 and ((~~\$1,610.92~~)) \$1,672.76 for the 2022-23 school year.

20 (c) Students in approved exploratory and preparatory career and
 21 technical education programs generate per student FTE MSOC
 22 allocations of \$1,585.55 for the 2021-22 school year and
 23 ((~~\$1,610.92~~)) \$1,672.76 for the 2022-23 school year.

24 (d) Students in grades 9-12 generate per student FTE MSOC
 25 allocations in addition to the allocations provided in (a) through
 26 (c) of this subsection at the following rate:

27 MSOC Component	2021-22	2022-23
	School Year	School Year
29 Technology	\$40.50	((\$41.15))
		<u>\$42.72</u>
31 Curriculum and Textbooks	\$44.18	((\$44.89))
		<u>\$46.61</u>
33 Other Supplies	\$86.06	((\$87.43))
		<u>\$90.79</u>
35 Library Materials	\$5.99	((\$6.09))
		<u>\$6.32</u>
37 Instructional Professional Development for Certified 38 and Classified Staff	\$7.36	((\$7.48))
		<u>\$7.77</u>

1 TOTAL GRADE 9-12 BASIC EDUCATION MSOC/STUDENT FTE \$184.09 (((\$187.04))
2 \$194.21

3 (9) SUBSTITUTE TEACHER ALLOCATIONS

4 For the 2021-22 and 2022-23 school years, funding for substitute
5 costs for classroom teachers is based on four (4) funded substitute
6 days per classroom teacher unit generated under subsection (2) of
7 this section, at a daily substitute rate of \$151.86.

8 (10) ALTERNATIVE LEARNING EXPERIENCE PROGRAM FUNDING

9 (a) Amounts provided in this section from July 1, 2021, to August
10 31, 2021, are adjusted to reflect provisions of chapter 357, Laws of
11 2020, as amended (allocation of funding for students enrolled in
12 alternative learning experiences).

13 (b) The superintendent of public instruction shall require all
14 districts receiving general apportionment funding for alternative
15 learning experience (ALE) programs as defined in WAC 392-121-182 to
16 provide separate financial accounting of expenditures for the ALE
17 programs offered in district or with a provider, including but not
18 limited to private companies and multidistrict cooperatives, as well
19 as accurate, monthly headcount and FTE enrollment claimed for basic
20 education, including separate counts of resident and nonresident
21 students.

22 (11) DROPOUT REENGAGEMENT PROGRAM

23 The superintendent shall adopt rules to require students claimed
24 for general apportionment funding based on enrollment in dropout
25 reengagement programs authorized under RCW 28A.175.100 through
26 28A.175.115 to meet requirements for at least weekly minimum
27 instructional contact, academic counseling, career counseling, or
28 case management contact. Districts must also provide separate
29 financial accounting of expenditures for the programs offered by the
30 district or under contract with a provider, as well as accurate
31 monthly headcount and full-time equivalent enrollment claimed for
32 basic education, including separate enrollment counts of resident and
33 nonresident students.

34 (12) ALL DAY KINDERGARTEN PROGRAMS

35 (a) Funding in this section is sufficient to fund all
36 day kindergarten programs in all schools in the 2021-22 school year
37 and 2022-23 school year, pursuant to RCW 28A.150.220 and 28A.150.315.

1 (b) To generate an allocation under this section,
2 enrollments under uniform entry qualifications for kindergarten
3 admission require an individualized decision by the district that is
4 based upon the ability, or the need, or both, of an individual
5 student as required in RCW 28A.225.160. Due to significant growth in
6 exceptions provided under optional school district transitional
7 kindergarten programs, and to ensure compliance with RCW 28A.225.160,
8 the superintendent of public instruction must adopt rules for
9 allocations under this section regarding exceptions to uniform entry
10 qualifications for kindergarten admission for the 2022-23 school
11 year. Rules established under the subsection must:

12 (i) Limit allocations for exceptions to uniform entry
13 qualifications for kindergarten under this section only to students
14 enrolled as individualized exceptions based upon the ability, or the
15 need, or both, of an individual student;

16 (ii) Define full-time equivalent enrollments under
17 exceptions to uniform entry qualifications for kindergarten that
18 exceed a district's 2021-22 enrollments under exceptions as
19 nonindividualized programmatic exceptions, which do not generate
20 allocations under this section;

21 (iii) Allow school districts to fund nonindividualized
22 programmatic exceptions from local revenues as enrichments of the
23 state's statutory program of basic education; and

24 (iv) Include a review no later than June 30, 2023,
25 based on the Washington state institute for public policy report
26 required in section 607(4)(n) of this act and any applicable
27 statutory changes made subsequent to this act.

28 (13) ADDITIONAL FUNDING FOR SMALL SCHOOL DISTRICTS AND REMOTE AND
29 NECESSARY PLANTS

30 For small school districts and remote and necessary school plants
31 within any district which have been judged to be remote and necessary
32 by the superintendent of public instruction, additional staff units
33 are provided to ensure a minimum level of staffing support.
34 Additional administrative and certificated instructional staff units
35 provided to districts in this subsection shall be reduced by the
36 general education staff units, excluding career and technical
37 education and skills center enhancement units, otherwise provided in
38 subsections (2) through (5) of this section on a per district basis.

1 (a) For districts enrolling not more than twenty-five average
2 annual full-time equivalent students in grades K-8, and for small
3 school plants within any school district which have been judged to be
4 remote and necessary by the superintendent of public instruction and
5 enroll not more than twenty-five average annual full-time equivalent
6 students in grades K-8:

7 (i) For those enrolling no students in grades 7 and 8, 1.76
8 certificated instructional staff units and 0.24 certificated
9 administrative staff units for enrollment of not more than five
10 students, plus one-twentieth of a certificated instructional staff
11 unit for each additional student enrolled; and

12 (ii) For those enrolling students in grades 7 or 8, 1.68
13 certificated instructional staff units and 0.32 certificated
14 administrative staff units for enrollment of not more than five
15 students, plus one-tenth of a certificated instructional staff unit
16 for each additional student enrolled;

17 (b) For specified enrollments in districts enrolling more than
18 twenty-five but not more than one hundred average annual full-time
19 equivalent students in grades K-8, and for small school plants within
20 any school district which enroll more than twenty-five average annual
21 full-time equivalent students in grades K-8 and have been judged to
22 be remote and necessary by the superintendent of public instruction:

23 (i) For enrollment of up to sixty annual average full-time
24 equivalent students in grades K-6, 2.76 certificated instructional
25 staff units and 0.24 certificated administrative staff units; and

26 (ii) For enrollment of up to twenty annual average full-time
27 equivalent students in grades 7 and 8, 0.92 certificated
28 instructional staff units and 0.08 certificated administrative staff
29 units;

30 (c) For districts operating no more than two high schools with
31 enrollments of less than three hundred average annual full-time
32 equivalent students, for enrollment in grades 9-12 in each such
33 school, other than alternative schools, except as noted in this
34 subsection:

35 (i) For remote and necessary schools enrolling students in any
36 grades 9-12 but no more than twenty-five average annual full-time
37 equivalent students in grades K-12, four and one-half certificated
38 instructional staff units and one-quarter of a certificated
39 administrative staff unit;

1 (ii) For all other small high schools under this subsection, nine
2 certificated instructional staff units and one-half of a certificated
3 administrative staff unit for the first sixty average annual full-
4 time equivalent students, and additional staff units based on a ratio
5 of 0.8732 certificated instructional staff units and 0.1268
6 certificated administrative staff units per each additional forty-
7 three and one-half average annual full-time equivalent students;

8 (iii) Districts receiving staff units under this subsection shall
9 add students enrolled in a district alternative high school and any
10 grades nine through twelve alternative learning experience programs
11 with the small high school enrollment for calculations under this
12 subsection;

13 (d) For each nonhigh school district having an enrollment of more
14 than seventy annual average full-time equivalent students and less
15 than one hundred eighty students, operating a grades K-8 program or a
16 grades 1-8 program, an additional one-half of a certificated
17 instructional staff unit;

18 (e) For each nonhigh school district having an enrollment of more
19 than fifty annual average full-time equivalent students and less than
20 one hundred eighty students, operating a grades K-6 program or a
21 grades 1-6 program, an additional one-half of a certificated
22 instructional staff unit;

23 (f) (i) For enrollments generating certificated staff unit
24 allocations under (a) through (e) of this subsection, one classified
25 staff unit for each 2.94 certificated staff units allocated under
26 such subsections;

27 (ii) For each nonhigh school district with an enrollment of more
28 than fifty annual average full-time equivalent students and less than
29 one hundred eighty students, an additional one-half of a classified
30 staff unit; and

31 (g) School districts receiving additional staff units to support
32 small student enrollments and remote and necessary plants under this
33 subsection (13) shall generate additional MSOC allocations consistent
34 with the nonemployee related costs (NERC) allocation formula in place
35 for the 2010-11 school year as provided section 502, chapter 37, Laws
36 of 2010 1st sp. sess. (2010 supplemental budget), adjusted annually
37 for inflation.

38 (14) Any school district board of directors may petition the
39 superintendent of public instruction by submission of a resolution
40 adopted in a public meeting to reduce or delay any portion of its

1 basic education allocation for any school year. The superintendent of
2 public instruction shall approve such reduction or delay if it does
3 not impair the district's financial condition. Any delay shall not be
4 for more than two school years. Any reduction or delay shall have no
5 impact on levy authority pursuant to RCW 84.52.0531 and local effort
6 assistance pursuant to chapter 28A.500 RCW.

7 (15) The superintendent may distribute funding for the following
8 programs outside the basic education formula during fiscal years 2022
9 and 2023 as follows:

10 (a) \$650,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$650,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for fire protection for school
13 districts located in a fire protection district as now or hereafter
14 established pursuant to chapter 52.04 RCW.

15 (b) \$436,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$436,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for programs providing skills
18 training for secondary students who are enrolled in extended day
19 school-to-work programs, as approved by the superintendent of public
20 instruction. The funds shall be allocated at a rate not to exceed
21 \$500 per full-time equivalent student enrolled in those programs.

22 (16) Funding in this section is sufficient to fund a maximum of
23 1.6 FTE enrollment for skills center students pursuant to chapter
24 463, Laws of 2007.

25 (17) Funding in this section is sufficient to fund a maximum of
26 1.2 FTE enrollment for career launch students pursuant to RCW
27 28A.700.130. Expenditures for this purpose must come first from the
28 appropriations provided in section 501(5) of this act; funding for
29 career launch enrollment exceeding those appropriations is provided
30 in this section. The office of the superintendent of public
31 instruction shall provide a summary report to the office of the
32 governor and the appropriate committees of the legislature by January
33 1, 2022. The report must include the total FTE enrollment for career
34 launch students, the FTE enrollment for career launch students that
35 exceeded the appropriations provided in section 501(5) of this act,
36 and the amount expended from this section for those students.

37 (18) Students participating in running start programs may be
38 funded up to a combined maximum enrollment of 1.2 FTE including
39 school district and institution of higher education enrollment

1 consistent with the running start course requirements provided in
2 chapter 202, Laws of 2015 (dual credit education opportunities). In
3 calculating the combined 1.2 FTE, the office of the superintendent of
4 public instruction may average the participating student's September
5 through June enrollment to account for differences in the start and
6 end dates for courses provided by the high school and higher
7 education institution. Additionally, the office of the superintendent
8 of public instruction, in consultation with the state board for
9 community and technical colleges, the student achievement council,
10 and the education data center, shall annually track and report to the
11 fiscal committees of the legislature on the combined FTE experience
12 of students participating in the running start program, including
13 course load analyses at both the high school and community and
14 technical college system. The office of the superintendent of public
15 instruction must adopt rules to fund the participating student's
16 enrollment in running start courses during the summer term.

17 (19) If two or more school districts consolidate and each
18 district was receiving additional basic education formula staff units
19 pursuant to subsection (13) of this section, the following apply:

20 (a) For three school years following consolidation, the number of
21 basic education formula staff units shall not be less than the number
22 of basic education formula staff units received by the districts in
23 the school year prior to the consolidation; and

24 (b) For the fourth through eighth school years following
25 consolidation, the difference between the basic education formula
26 staff units received by the districts for the school year prior to
27 consolidation and the basic education formula staff units after
28 consolidation pursuant to subsection (13) of this section shall be
29 reduced in increments of twenty percent per year.

30 (20)(a) Indirect cost charges by a school district to approved
31 career and technical education middle and secondary programs shall
32 not exceed the lesser of five percent or the cap established in
33 federal law of the combined basic education and career and technical
34 education program enhancement allocations of state funds. Middle and
35 secondary career and technical education programs are considered
36 separate programs for funding and financial reporting purposes under
37 this section.

38 (b) Career and technical education program full-time equivalent
39 enrollment shall be reported on the same monthly basis as the
40 enrollment for students eligible for basic support, and payments

1 shall be adjusted for reported career and technical education program
2 enrollments on the same monthly basis as those adjustments for
3 enrollment for students eligible for basic support.

4 (21) Funding in this section is sufficient to provide full
5 general apportionment payments to school districts eligible for
6 federal forest revenues as provided in RCW 28A.520.020. For the
7 2021-2023 biennium, general apportionment payments are not reduced
8 for school districts receiving federal forest revenues.

9 (22) \$16,211,000 of the general fund—state appropriation for
10 fiscal year 2022 is provided solely to ensure that school districts
11 receive at least \$500 per pupil for COVID-19 relief funding when
12 combined with federal relief dollars. These funds are one-time
13 allocations to school districts and may be used according to the
14 allowable uses defined in section 2001(2)(e) of the American rescue
15 plan act of 2021, P.L. 117-2. Prior to receiving funds, a school
16 district must submit an academic and student well-being recovery plan
17 to the office of the superintendent of public instruction as required
18 in section 12(3), chapter 3, Laws of 2021, and must also report
19 progress on implementing the plan in a manner identified by the
20 superintendent.

21 (a) The office of the superintendent of public instruction must
22 calculate a relief per pupil amount for each district defined as: The
23 quotient from dividing the total funding allocated to each district
24 from the federal relief funds, as defined in (b) of this subsection,
25 by a school district's total enrollment as defined in (c) of this
26 subsection. A school district with a relief per pupil amount less
27 than \$500 shall receive the difference between \$500 and the relief
28 per pupil amount, multiplied by the school district's total
29 enrollment.

30 (b) For the purposes of this subsection, federal relief funds
31 allocated to school districts include:

32 (i) Subgrants authorized under section 18003, the coronavirus
33 aid, relief, and economic security act, P.L. 116-136;

34 (ii) Subgrants authorized under section 313, the coronavirus
35 response and relief supplemental appropriations act, P.L. 116-260;
36 and

37 (iii) Subgrants authorized under section 2001, the American
38 rescue plan act of 2021, P.L. 117-2.

39 (c) For the purposes of this subsection, a school district's
40 total enrollment means the district's 2019-20 school year annual

1 average full-time equivalent student enrollment, excluding full-time
2 equivalent student enrollments for which funds are separately
3 calculated and allocated under RCW 28A.232.020, 28A.600.310(4),
4 28A.245.020, and 28A.175.110.

5 (d) For the purposes of this subsection, this subsection applies
6 to state-tribal compact schools established under chapter 28A.715
7 RCW.

8 (23) (~~(\$27,806,000)~~) \$14,859,000 of the general fund—state
9 appropriation for fiscal year 2022 is provided solely for enrollment
10 stabilization allocations required in section 1519 of this act.

11 (24) \$566,000 of the general fund—state appropriation
12 for fiscal year 2022, \$250,000 of the general fund—state
13 appropriation for fiscal year 2023, and \$204,000 of the general fund—
14 federal appropriation (CRRSA/ESSER) are provided solely for an
15 enrollment stabilization allocation for the Washington youth academy
16 national guard youth challenge program. Federal funding is provided
17 in response to the COVID-19 pandemic as authorized in subsection
18 313(e), the coronavirus response and relief supplemental
19 appropriations act, P.L. 116-260, division M.

20 (25) \$280,875,000 of the coronavirus state fiscal
21 recovery fund—federal appropriation is provided solely for enrollment
22 stabilization allocations pursuant to Substitute House Bill No. 1590
23 (enrollment stabilization). If the bill is not enacted by June 30,
24 2022, the amounts provided in this subsection shall lapse.

25 (26) \$145,489,000 of the general fund—state
26 appropriation for fiscal year 2023 is provided solely for
27 implementation of Second Substitute House Bill No. 1664 (schools/
28 support funding). If the bill is not enacted by June 30, 2022, the
29 amount provided in this subsection shall lapse.

30 **Sec.**

505

31 2021 c 334 s 505 (uncodified) is amended to read as follows:

32 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—BASIC EDUCATION EMPLOYEE**
33 **COMPENSATION**

34 (1) The following calculations determine the salaries used in the
35 state allocations for certificated instructional, certificated
36 administrative, and classified staff units as provided in RCW
37 28A.150.260, and under section 504 of this act: For the 2021-22
38 school year and the 2022-23 school year salary allocations for

1 certificated instructional staff, certificated administrative staff,
 2 and classified staff units are determined for each school district by
 3 multiplying the statewide minimum salary allocation for each staff
 4 type by the school district's regionalization factor shown in LEAP
 5 Document 3.

6 **Statewide Minimum Salary Allocation**

Staff Type	2021-22	2022-23
	School Year	School Year
Certificated Instructional	\$68,937	(((\$70,040))
		<u>\$72,728</u>
Certificated Administrative	\$102,327	(((\$103,964))
		<u>\$107,955</u>
Classified	\$49,453	(((\$50,244))
		<u>\$52,173</u>

18 (2) For the purposes of this section, "LEAP Document 3" means the
 19 school district regionalization factors for certificated
 20 instructional, certificated administrative, and classified staff, as
 21 developed by the legislative evaluation and accountability program
 22 committee on ~~((February 1, 2021, at 5:17))~~ February 18, 2022, at 6:09
 23 hours.

24 (3) Incremental fringe benefit factors are applied to salary
 25 adjustments at a rate of 22.07 percent for school year 2021-22 and
 26 ~~((22.07))~~ 22.34 percent for school year 2022-23 for certificated
 27 instructional and certificated administrative staff and 19.25 percent
 28 for school year 2021-22 and ~~((19.25))~~ 19.30 percent for the 2022-23
 29 school year for classified staff.

30 (4) The salary allocations established in this section are for
 31 allocation purposes only except as provided in this subsection, and
 32 do not entitle an individual staff position to a particular paid
 33 salary except as provided in RCW 28A.400.200, as amended by chapter
 34 13, Laws of 2017 3rd sp. sess. (fully funding the program of basic
 35 education).

36 **Sec. 506 .**

37 2021 c 334 s 506 (uncodified) is amended to read as follows:

1 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR SCHOOL EMPLOYEE**
2 **COMPENSATION ADJUSTMENTS**

3	General Fund—State Appropriation (FY 2022)	
4	((\$102,094,000))	
5		<u>\$97,080,000</u>
6	General Fund—State Appropriation (FY 2023)	
7	((\$310,929,000))	
8		<u>\$580,811,000</u>
9	<u>Coronavirus State Fiscal Recovery Fund</u>	
10	<u>Federal</u>	
11	<u>Appropriation</u>	
12	<u>\$1,720,000</u>	
13	TOTAL APPROPRIATION.	((\$413,023,000))
14		<u>\$679,611,000</u>

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

17 (1) The salary increases provided in this section are 2.0 percent
18 for the 2021-22 school year, and ((~~4.6~~))5.5 percent for the 2022-23
19 school year, the annual inflationary adjustments pursuant to RCW
20 28A.400.205.

21 (2)(a) In addition to salary allocations, the appropriations in
22 this section include funding for professional learning as defined in
23 RCW 28A.415.430, 28A.415.432, and 28A.415.434. Funding for this
24 purpose is calculated as the equivalent of three days of salary and
25 benefits for each of the funded full-time equivalent certificated
26 instructional staff units. Nothing in this section entitles an
27 individual certificated instructional staff to any particular number
28 of professional learning days.

29 (b) Of the funding provided for professional learning in this
30 section, the equivalent of one day of salary and benefits for each of
31 the funded full-time equivalent certificated instructional staff
32 units in the 2021-22 school year must be used to train school
33 district staff on cultural competency, diversity, equity, or
34 inclusion, as required in ((~~Engrossed Substitute Senate Bill No. 5044~~
35 ~~(schools/equity training)~~))chapter 197, Laws of 2021.

36 (3)(a) The appropriations in this section include associated
37 incremental fringe benefit allocations at 22.07 percent for the
38 2021-22 school year and ((~~22.07~~))22.34 percent for the 2022-23 school
39 year for certificated instructional and certificated administrative

1 staff and 19.25 percent for the 2021-22 school year and
2 ((19.25))19.30 percent for the 2022-23 school year for classified
3 staff.

4 (b) The appropriations in this section include the increased or
5 decreased portion of salaries and incremental fringe benefits for all
6 relevant state-funded school programs in part V of this act. Changes
7 for general apportionment (basic education) are based on the salary
8 allocations and methodology in sections 504 and 505 of this act.
9 Changes for special education result from changes in each district's
10 basic education allocation per student. Changes for educational
11 service districts and institutional education programs are determined
12 by the superintendent of public instruction using the methodology for
13 general apportionment salaries and benefits in sections 504 and 505
14 of this act. Changes for pupil transportation are determined by the
15 superintendent of public instruction pursuant to RCW 28A.160.192, and
16 impact compensation factors in sections 504, 505, and 506 of this
17 act.

18 (c) The appropriations in this section include no salary
19 adjustments for substitute teachers.

20 (4) The appropriations in this section are sufficient to fund the
21 collective bargaining agreement referenced in ((~~section 942 of this~~
22 ~~act~~))section 934 of this act and reflect the incremental change in
23 cost of allocating rates as follows: For the 2021-22 school year,
24 \$968 per month and for the 2022-23 school year, ((~~\$1,032~~))\$1,026 per
25 month.

26 (5) When bargaining for funding for school employees health
27 benefits for the 2021-2023 fiscal biennium, any proposal agreed upon
28 must assume the imposition of a twenty-five dollar per month
29 surcharge payment from members who use tobacco products and a
30 surcharge payment of not less than fifty dollars per month from
31 members who cover a spouse or domestic partner where the spouse or
32 domestic partner has chosen not to enroll in another employer-based
33 group health insurance that has benefits and premiums with an
34 actuarial value of not less than ninety-five percent of the actuarial
35 value of the public employees' benefits board plan with the largest
36 enrollment. The surcharge payments shall be collected in addition to
37 the member premium payment.

38 (6) The rates specified in this section are subject to revision
39 each year by the legislature.

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~~))

\$672,475,000

TOTAL APPROPRIATION. . . .

((~~\$1,265,631,000~~))

\$1,277,635,000

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—state appropriation for fiscal year 2023 may be expended for regional

1 transportation coordinators and related activities. The
2 transportation coordinators shall ensure that data submitted by
3 school districts for state transportation funding shall, to the
4 greatest extent practical, reflect the actual transportation activity
5 of each district.

6 (5) Subject to available funds under this section, school
7 districts may provide student transportation for summer skills center
8 programs.

9 (6) The office of the superintendent of public instruction shall
10 provide reimbursement funding to a school district for school bus
11 purchases only after the superintendent of public instruction
12 determines that the school bus was purchased from the list
13 established pursuant to RCW 28A.160.195(2) or a comparable
14 competitive bid process based on the lowest price quote based on
15 similar bus categories to those used to establish the list pursuant
16 to RCW 28A.160.195.

17 (7) The superintendent of public instruction shall base
18 depreciation payments for school district buses on the presales tax
19 five-year average of lowest bids in the appropriate category of bus.
20 In the final year on the depreciation schedule, the depreciation
21 payment shall be based on the lowest bid in the appropriate bus
22 category for that school year.

23 (8) Funding levels in this section reflect waivers granted by the
24 state board of education for four-day school weeks as allowed under
25 RCW 28A.305.141.

26 (9) The office of the superintendent of public instruction shall
27 annually disburse payments for bus depreciation in August.

28 (10) The superintendent must provide student transportation
29 allocations for the 2021-22 school year equal to the greater of
30 allocations provided in the 2019-20 school year or the student
31 transportation allocations calculated under RCW 28A.160.192. These
32 allocations satisfy the formula requirements for transportation
33 allocations under RCW 28A.160.192.

34 (11) (~~(\$33,858,000)~~) \$29,745,000 of the general fund—state
35 appropriation for fiscal year 2022 is provided solely for
36 transportation emergency allocations required in section 1504(12) of
37 this act.

38 (12)(a) \$13,000,000 of the general fund—state
39 appropriation for fiscal year 2023 is provided solely for the
40 superintendent to provide transportation safety net funding to school

1 districts with a demonstrated need for additional transportation
2 funding for special passengers. Transportation safety net awards
3 shall only be provided when a school district's allowable
4 transportation expenditures attributable to serving special
5 passengers exceeds the amount allocated under subsection (2)(a) of
6 this section and any excess transportation costs reimbursed by
7 federal, state, tribal, or local child welfare agencies.

8 (b) To be eligible for additional transportation
9 safety net award funding, the school district must report, in
10 accordance with statewide accounting guidance, the amount of the
11 excess costs and the specific activities or services provided to
12 special passengers that created the excess costs. The office of the
13 superintendent of public instruction must request from school
14 districts an application for transportation safety net funding no
15 later than May 1st. The application must contain the school
16 district's anticipated excess costs through the end of the current
17 school year.

18 (c) Transportation safety net awards allocated under
19 this subsection are not part of the state's program of basic
20 education.

21 **Sec. 508 .**

22 2021 c 334 s 508 (uncodified) is amended to read as follows:

23 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—SCHOOL FOOD SERVICES**

24	General Fund—State Appropriation (FY 2022).	\$11,667,000
25	General Fund—State Appropriation (FY 2023)	
26	(((\$11,667,000))	
27		<u>\$33,334,000</u>
28	General Fund—Federal Appropriation.	(((\$551,378,000))
29		<u>\$573,246,000</u>
30	TOTAL APPROPRIATION.	(((\$574,712,000))
31		<u>\$618,247,000</u>

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

34 (1) \$11,548,000 of the general fund—state appropriation for
35 fiscal year 2022 and \$11,548,000 of the general fund—state
36 appropriation for fiscal year 2023 are provided solely for state
37 matching money for federal child nutrition programs, and may support
38 the meals for kids program through the following allowable uses:

1 (a) Elimination of breakfast copays for eligible public school
2 students and lunch copays for eligible public school students in
3 grades pre-kindergarten through twelfth grades who are eligible for
4 reduced-price lunch as required in Engrossed House Bill No. 1342
5 (reduced-price lunch copays);

6 (b) Assistance to school districts and authorized public and
7 private nonprofit organizations for supporting summer food service
8 programs, and initiating new summer food service programs in low-
9 income areas;

10 (c) Reimbursements to school districts for school breakfasts
11 served to students eligible for free and reduced-price lunch,
12 pursuant to chapter 287, Laws of 2005; and

13 (d) Assistance to school districts in initiating and expanding
14 school breakfast programs.

15 (2) The office of the superintendent of public instruction shall
16 report annually to the fiscal committees of the legislature on annual
17 expenditures in subsection (1)(a) through (c) of this section.

18 (3) The superintendent of public instruction shall provide the
19 department of health with the following data, where available, for
20 all nutrition assistance programs that are funded by the United
21 States department of agriculture and administered by the office of
22 the superintendent of public instruction. The superintendent must
23 provide the report for the preceding federal fiscal year by February
24 1, 2022, and February 1, 2023. The report must provide:

25 (a) The number of people in Washington who are eligible for the
26 program;

27 (b) The number of people in Washington who participated in the
28 program;

29 (c) The average annual participation rate in the program;

30 (d) Participation rates by geographic distribution; and

31 (e) The annual federal funding of the program in Washington.

32 (4) (a) \$21,500,000 of the general fund—state appropriation for
33 fiscal year 2023 is provided solely for reimbursements to school
34 districts for schools and groups of schools required to participate
35 in the federal community eligibility program under section 1, chapter
36 7, Laws of 2022 (schools/comm. eligibility) for meals not reimbursed
37 at the federal free meal rate. If the bill is not enacted by June 30,
38 2022, the amount provided in this subsection shall lapse.

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>\$3,557,353,000</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 the
28 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)~~) \$1,250,000 may be expended from the
14 general fund—state appropriations to fund (~~(5.43 full-time equivalent~~
15 ~~teachers and 2.1 full-time equivalent aides at children's orthopedic~~
16 ~~hospital and medical center)~~) teachers and aides at Seattle children's
17 hospital. This amount is in lieu of money provided through the home
18 and hospital allocation and the special education program.

19 (9) The superintendent shall maintain the percentage of federal
20 flow-through to school districts at 85 percent. In addition to other
21 purposes, school districts may use increased federal funds for high-
22 cost students, for purchasing regional special education services
23 from educational service districts, and for staff development
24 activities particularly relating to inclusion issues.

25 (10) A school district may carry over from one year to the next
26 year up to 10 percent of the general fund—state funds allocated under
27 this program; however, carryover funds shall be expended in the
28 special education program.

29 (11) \$88,000 of the general fund—state appropriation for fiscal
30 year 2022, \$87,000 of the general fund—state appropriation for fiscal
31 year 2023, and \$214,000 of the general fund—federal appropriation are
32 provided solely for a special education family liaison position
33 within the office of the superintendent of public instruction.

34 (12) \$5,000,000 of the general fund—state appropriation for
35 fiscal year 2022, \$12,000,000 of the general fund—state appropriation
36 for fiscal year 2023, and \$7,000,000 of the elementary and secondary
37 school emergency relief III account—federal appropriation are
38 provided solely for the office of the superintendent of public
39 instruction to provide an allocation to school districts for

1 extension of transition services for students with disabilities who
2 turned age 21 during the 2019-20 or 2020-21 school years, did not
3 graduate with a regular diploma, and require recovery services on or
4 after July 1, 2021, as determined by the student's individualized
5 education plan team. The extension of these services does not reduce
6 or supplant any other services for which the individual would be
7 eligible. Allocations for this purpose may not exceed the amounts
8 provided in this subsection. The office of the superintendent of
9 public instruction may adopt formulas and procedures to define a per-
10 student amount to be provided to students that meet the criteria, so
11 that allocations do not exceed amounts provided in this subsection.
12 Amounts provided in this subsection are outside the state's program
13 of basic education.

14 (13) (a) \$52,704,000 of the general fund—federal appropriation
15 (ARPA) is provided solely for allocations from federal funding as
16 authorized in section 2014, the American rescue plan act of 2021,
17 P.L. 117-2.

18 (b) \$4,411,000 of the general fund—federal appropriation (ARPA)
19 is provided solely for providing preschool services to qualifying
20 special education students under section 619 of the federal
21 individuals with disabilities education act, pursuant to section
22 2002, the American rescue plan act of 2021, P.L. 117-2.

23 (14) \$7,000,000 of the general fund—state appropriation for
24 fiscal year 2022 and \$5,000,000 of the general fund—state
25 appropriation for fiscal year 2023 are provided solely for the office
26 of the superintendent of public instruction to support professional
27 development in inclusionary practices for classroom teachers. The
28 primary form of support to public school classroom teachers must be
29 for mentors who are experts in best practices for inclusive
30 education, differentiated instruction, and individualized
31 instruction. Funding for mentors must be prioritized to the public
32 schools with the highest percentage of students with individualized
33 education programs aged three through 21 who spend the least amount
34 of time in general education classrooms.

35 (15) (a) Within amounts provided in section 501(1) (a)
36 of this act, the office of the superintendent of public instruction
37 shall submit a report on districts receiving funding for services to
38 students of preschool age with disabilities, as defined in RCW
39 28A.155.070, for the 2022-23 school year. The report must include

1 data on revenues and expenditures for the special education programs
2 offered in-district or with a provider, or for special education
3 services offered in-home or outside of traditional preschool
4 settings, including but not limited to:

5 (i) Revenues received by each district;

6 (ii) Expenditures by district by object, activity, and
7 national center of education statistics codes;

8 (iii) Expenditures by district and by object,
9 activity, and national center of education statistics codes for
10 children in preschool programs offered by the district;

11 (iv) Expenditures by district and by object, activity,
12 and national center of education statistics codes for children in
13 preschool programs offered by other providers;

14 (v) Expenditures by district and by object, activity,
15 and national center of education statistics codes for children
16 receiving special education services in-home or outside of
17 traditional preschool settings; and

18 (vi) Expenditures by category of disability for
19 children in preschool settings offered by the district or other
20 providers, or for children receiving special education services in-
21 home or outside of traditional preschool settings.

22 (b) The superintendent shall submit a preliminary
23 report by June 30, 2023. It is the intent of the legislature that the
24 superintendent submit a final report by December 1, 2023, and that
25 funding for this purpose be provided in the 2023-2025 fiscal biennium
26 operating budget.

27 **Sec.**

510

28 2021 c 334 s 510 (uncodified) is amended to read as follows:

29 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR EDUCATIONAL SERVICE**
30 **DISTRICTS**

31	General Fund—State Appropriation (FY 2022)	\$28,636,000
32	General Fund—State Appropriation (FY 2023)	
33	(((\$28,636,000))	
34		<u>\$30,886,000</u>
35	TOTAL APPROPRIATION.	<u>(((\$57,272,000))</u>
36		<u>\$59,522,000</u>

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

1 (1) The educational service districts shall continue to furnish
2 financial services required by the superintendent of public
3 instruction and RCW 28A.310.190 (3) and (4).

4 (2) Funding within this section is provided for regional
5 professional development related to mathematics and science
6 curriculum and instructional strategies aligned with common core
7 state standards and next generation science standards. Funding shall
8 be distributed among the educational service districts in the same
9 proportion as distributions in the 2007-2009 biennium. Each
10 educational service district shall use this funding solely for salary
11 and benefits for a certificated instructional staff with expertise in
12 the appropriate subject matter and in professional development
13 delivery, and for travel, materials, and other expenditures related
14 to providing regional professional development support.

15 (3) Funding in this section is provided for regional professional
16 development related to English language arts curriculum and
17 instructional strategies aligned with common core state standards.
18 Each educational service district shall use this funding solely for
19 salary and benefits for certificated instructional staff with
20 expertise in the appropriate subject matter and in professional
21 development delivery, and for travel, materials, and other
22 expenditures related to providing regional professional development
23 support.

24 (4) Funding in this section is provided for regional technical
25 support for the K-20 telecommunications network to prevent system
26 failures and avoid interruptions in school utilization of the data
27 processing and video-conferencing capabilities of the network. These
28 funds may be used to purchase engineering and advanced technical
29 support for the network.

30 (5) Funding in this section is provided for a corps of nurses
31 located at the educational service districts, to be dispatched in
32 coordination with the office of the superintendent of public
33 instruction, to provide direct care to students, health education,
34 and training for school staff. Beginning in fiscal year 2022,
35 allocations for the corps of nurses is sufficient to provide one day
36 per week of nursing services for all second-class school districts.

37 (6) Funding in this section is provided for staff and support at
38 the nine educational service districts to provide a network of
39 support for school districts to develop and implement comprehensive
40 suicide prevention and behavioral health supports for students.

1 (7) Funding in this section is provided for staff and support at
2 the nine educational service districts to provide assistance to
3 school districts with comprehensive safe schools planning, conducting
4 needs assessments, school safety and security trainings, coordinating
5 appropriate crisis and emergency response and recovery, and
6 developing threat assessment and crisis intervention teams. Beginning
7 in fiscal year 2022, allocations for staff and support for regional
8 safety centers are increased to 3 full-time equivalent certificated
9 instructional staff for each regional safety center.

10 (8) Funding in this section is provided for regional English
11 language arts coordinators to provide professional development of
12 teachers and principals around the new early screening for dyslexia
13 requirements.

14 (9) The educational service districts, at the request of the
15 state board of education pursuant to RCW 28A.310.010 and 28A.305.130,
16 may receive and screen applications for school accreditation, conduct
17 school accreditation site visits pursuant to state board of education
18 rules, and submit to the state board of education post-site visit
19 recommendations for school accreditation. The educational service
20 districts may assess a cooperative service fee to recover actual plus
21 reasonable indirect costs for the purposes of this subsection.

22 (10) ~~\$2,150,000~~ of the general fund—state appropriation for
23 fiscal year 2022 and ~~((~~\$2,150,000~~))~~ \$2,169,000 of the general fund—
24 state appropriation for fiscal year 2023 are provided solely for each
25 educational service district to provide technology consultation,
26 procurement, and training required under Engrossed Second Substitute
27 House Bill No. 1365 (schools/computers & devices). ~~((If the bill is
28 not enacted by June 30, 2021, the amounts provided in this subsection
29 shall lapse.))~~

30 (11) \$1,009,000 of the general fund—state
31 appropriation for fiscal year 2023 is provided solely for
32 implementation of Senate Bill No. 5539 (ed. service district
33 funding). If the bill is not enacted by June 30, 2022, the amount
34 provided in this subsection shall lapse.

35 **Sec.**

511

.

36 2021 c 334 s 511 (uncodified) is amended to read as follows:

37 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR LOCAL EFFORT**
38 **ASSISTANCE**

1	General Fund—State Appropriation (FY 2022)	
2	((\$271,870,000))	
3		<u>\$272,986,000</u>
4	General Fund—State Appropriation (FY 2023)	
5	((\$247,305,000))	
6		<u>\$250,542,000</u>
7	<u>Coronavirus State Fiscal Recovery Fund</u>	
8	<u>Federal</u>	
9	<u>Appropriation</u>	
10	<u>\$63,909,000</u>	
11	TOTAL APPROPRIATION.	(((\$519,175,000))
12		<u>\$587,437,000</u>

13 The appropriations in this section are subject to the
14 following conditions and limitations: \$63,909,000 of the coronavirus
15 state fiscal recovery fund—federal appropriation is provided solely
16 for enrollment stabilization local effort assistance funding as
17 required in Substitute House Bill No. 1590 (enrollment
18 stabilization). If the bill is not enacted by June 30, 2022, the
19 amounts provided in this subsection shall lapse.

20	Sec.	512	.
21	2021 c 334 s 512 (uncodified) is amended to read as follows:		
22	FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR INSTITUTIONAL		
23	EDUCATION PROGRAMS		
24	General Fund—State Appropriation (FY 2022)		
25	((\$17,779,000))		
26			<u>\$14,074,000</u>
27	General Fund—State Appropriation (FY 2023)		
28	((\$19,481,000))		
29			<u>\$13,894,000</u>
30	TOTAL APPROPRIATION.		(((\$37,260,000))
31			<u>\$27,968,000</u>

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

34 (1) Each general fund—state fiscal year appropriation includes
35 such funds as are necessary to complete the school year ending in the
36 fiscal year and for prior fiscal year adjustments.

37 (2) State funding provided under this section is based on
38 salaries and other expenditures for a 220-day school year. The

1 superintendent of public instruction shall monitor school district
2 expenditure plans for institutional education programs to ensure that
3 districts plan for a full-time summer program.

4 (3) State funding for each institutional education program shall
5 be based on the institution's annual average full-time equivalent
6 student enrollment. Staffing ratios for each category of institution
7 shall remain the same as those funded in the 1995-97 biennium.

8 (4) The funded staffing ratios for education programs for
9 juveniles age 18 or less in department of corrections facilities
10 shall be the same as those provided in the 1997-99 biennium.

11 (5) \$701,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$701,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely to maintain at least one
14 certificated instructional staff and related support services at an
15 institution whenever the K-12 enrollment is not sufficient to support
16 one full-time equivalent certificated instructional staff to furnish
17 the educational program. The following types of institutions are
18 included: Residential programs under the department of social and
19 health services for developmentally disabled juveniles, programs for
20 juveniles under the department of corrections, programs for juveniles
21 under the juvenile rehabilitation administration, and programs for
22 juveniles operated by city and county jails.

23 (6) (~~(\$3,157,000)~~) \$1,944,000 of the general fund—state
24 appropriation for fiscal year 2022 and (~~(\$3,613,000)~~) \$2,090,000 of
25 the general fund—state appropriation for fiscal year 2023 are
26 provided solely to increase the capacity of institutional education
27 programs to differentiate instruction to meet students' unique
28 educational needs, including students with individualized educational
29 plans. Those needs may include but are not limited to one-on-one
30 instruction, enhanced access to counseling for social emotional needs
31 of the student, and services to identify the proper level of
32 instruction at the time of student entry into the facility.
33 Allocations of amounts for this purpose in a school year must be
34 based on 45 percent of full-time enrollment in institutional
35 education receiving a differentiated instruction amount per pupil
36 equal to the total statewide allocation generated by the distribution
37 formula under RCW 28A.150.260 (4)(a), (5), (6), and (8) and the
38 allocation under RCW 28A.150.415, per the statewide full-time
39 equivalent enrollment in common schools.

1 (7) \$300,000 of the general fund—state appropriation in fiscal
2 year 2022 and \$300,000 of the general fund—state appropriation in
3 fiscal year 2023 are provided solely to support three student records
4 coordinators to manage the transmission of academic records for each
5 of the long-term juvenile institutions. One coordinator is provided
6 for each of the following: The Issaquah school district for the Echo
7 Glen children's center, the Chehalis school district for Green Hill
8 academic school, and the Naselle-Grays River Valley school district
9 for Naselle youth camp school.

10 (8) Ten percent of the funds allocated for the institution may be
11 carried over from one year to the next.

12 (9) \$588,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$897,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for one educational advocate to
15 each institution with enrollments above 40 full-time equivalent
16 students beginning in the 2021-22 school year in addition to any
17 educational advocates supported by federal funding. Educational
18 advocates will provide the following supports to students enrolled in
19 or just released from institutional education programs:

20 (a) Advocacy for institutional education students to eliminate
21 barriers to educational access and success;

22 (b) Consultation with juvenile rehabilitation staff to develop
23 educational plans for and with participating youth;

24 (c) Monitoring educational progress of participating students;

25 (d) Providing participating students with school and local
26 resources that may assist in educational access and success upon
27 release from institutional education facilities; and

28 (e) Coaching students and caregivers to advocate for educational
29 needs to be addressed at the school district upon return to the
30 community.

31 (10) \$49,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$75,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely to increase materials, supplies,
34 and operating costs by \$85 per pupil beginning in the 2021-22 school
35 year for technology supports for institutional education programs.
36 This funding is in addition to general education materials, supplies,
37 and operating costs provided to institutional education programs,
38 which exclude formula costs supported by the institutional
39 facilities.

1 (11) \$100,000 of the general fund—state appropriation
2 for fiscal year 2022 and \$400,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely to support
4 instruction in cohorts of students grouped by similar age and
5 academic levels.

	Sec.	513	.
2021 c 334 s 513 (uncodified) is amended to read as follows:			
FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR PROGRAMS FOR HIGHLY			
CAPABLE STUDENTS			
General Fund—State Appropriation (FY 2022)			
((\$33,262,000))			
			<u>\$31,926,000</u>
General Fund—State Appropriation (FY 2023)			
((\$33,711,000))			
			<u>\$32,176,000</u>
TOTAL APPROPRIATION.			((\$66,973,000))
			<u>\$64,102,000</u>

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

20 (1) Each general fund fiscal year appropriation includes such
21 funds as are necessary to complete the school year ending in the
22 fiscal year and for prior fiscal year adjustments.

23 (2)(a) For the 2021-22 and 2022-23 school years, the
24 superintendent shall allocate funding to school district programs for
25 highly capable students as provided in RCW 28A.150.260(10)(c) except
26 that allocations must be based on 5.0 percent of each school
27 district's full-time equivalent enrollment. In calculating the
28 allocations, the superintendent shall assume the following: (i)
29 Additional instruction of 2.1590 hours per week per funded highly
30 capable program student; (ii) fifteen highly capable program students
31 per teacher; (iii) 36 instructional weeks per year; (iv) 900
32 instructional hours per teacher; and (v) the compensation rates as
33 provided in sections 505 and 506 of this act.

34 (b) From July 1, 2021, to August 31, 2021, the superintendent
35 shall allocate funding to school districts programs for highly
36 capable students as provided in section 511, chapter 357, Laws of
37 2020, as amended.

1 implementation of chapter 159, Laws of 2013 (K-12 education - failing
2 schools).

3 (2) EDUCATOR CONTINUUM

4 (a) (~~(\$75,374,000)~~) \$71,644,000 of the general fund—state
5 appropriation for fiscal year 2022 and (~~(\$78,547,000)~~) \$75,805,000 of
6 the general fund—state appropriation for fiscal year 2023 are
7 provided solely for the following bonuses for teachers who hold
8 valid, unexpired certification from the national board for
9 professional teaching standards and who are teaching in a Washington
10 public school, subject to the following conditions and limitations:

11 (i) For national board certified teachers, a bonus of \$5,705 per
12 teacher in the 2021-22 school year and a bonus of (~~(\$5,796)~~) \$6,019
13 per teacher in the 2022-23 school year;

14 (ii) An additional \$5,000 annual bonus shall be paid to national
15 board certified teachers who teach in either: (A) High schools where
16 at least 50 percent of student headcount enrollment is eligible for
17 federal free or reduced-price lunch, (B) middle schools where at
18 least 60 percent of student headcount enrollment is eligible for
19 federal free or reduced-price lunch, or (C) elementary schools where
20 at least 70 percent of student headcount enrollment is eligible for
21 federal free or reduced-price lunch;

22 (iii) The superintendent of public instruction shall adopt rules
23 to ensure that national board certified teachers meet the
24 qualifications for bonuses under (b) of this subsection for less than
25 one full school year receive bonuses in a prorated manner. All
26 bonuses in this subsection will be paid in July of each school year.
27 Bonuses in this subsection shall be reduced by a factor of 40 percent
28 for first year NBPTS certified teachers, to reflect the portion of
29 the instructional school year they are certified; and

30 (iv) During the 2021-22 and 2022-23 school years, and within
31 available funds, certificated instructional staff who have met the
32 eligibility requirements and have applied for certification from the
33 national board for professional teaching standards may receive a
34 conditional loan of two thousand dollars or the amount set by the
35 office of the superintendent of public instruction to contribute
36 toward the current assessment fee, not including the initial up-front
37 candidacy payment. The fee shall be an advance on the first annual
38 bonus under RCW 28A.405.415. The conditional loan is provided in
39 addition to compensation received under a district's salary
40 allocation and shall not be included in calculations of a district's

1 average salary and associated salary limitation under RCW
2 28A.400.200. Recipients who fail to receive certification after fully
3 exhausting all years of candidacy as set by the national board for
4 professional teaching standards are required to repay the conditional
5 loan. The office of the superintendent of public instruction shall
6 adopt rules to define the terms for initial grant of the assessment
7 fee and repayment, including applicable fees. To the extent
8 necessary, the superintendent may use revenues from the repayment of
9 conditional loan scholarships to ensure payment of all national board
10 bonus payments required by this section in each school year.

11 (b) \$3,418,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$3,418,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for implementation of a new
14 performance-based evaluation for certificated educators and other
15 activities as provided in chapter 235, Laws of 2010 (education
16 reform) and chapter 35, Laws of 2012 (certificated employee
17 evaluations).

18 (c) \$477,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$477,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the leadership internship
21 program for superintendents, principals, and program administrators.

22 (d) \$810,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$810,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the development of a
25 leadership academy for school principals and administrators. The
26 superintendent of public instruction shall contract with an
27 independent organization to operate a state-of-the-art education
28 leadership academy that will be accessible throughout the state.
29 Semiannually the independent organization shall report on amounts
30 committed by foundations and others to support the development and
31 implementation of this program. Leadership academy partners shall
32 include the state level organizations for school administrators and
33 principals, the superintendent of public instruction, the
34 professional educator standards board, and others as the independent
35 organization shall identify.

36 (e) \$10,500,000 of the general fund—state appropriation for
37 fiscal year 2022 and \$10,500,000 of the general fund—state
38 appropriation for fiscal year 2023 are provided solely for a
39 beginning educator support program (BEST). The program shall

1 prioritize first year educators in the mentoring program. School
2 districts and/or regional consortia may apply for grant funding. The
3 program provided by a district and/or regional consortia shall
4 include: A paid orientation; assignment of a qualified mentor;
5 development of a professional growth plan for each beginning educator
6 aligned with professional certification; release time for mentors and
7 new educators to work together; and educator observation time with
8 accomplished peers. Funding may be used to provide statewide
9 professional development opportunities for mentors and beginning
10 educators.

11 (f) \$4,000,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$4,000,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the provision of training
14 for teachers, principals, and principal evaluators in the
15 performance-based teacher principal evaluation program.

16 **Sec. 516 .**

17 2021 c 334 s 516 (uncodified) is amended to read as follows:

18 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR TRANSITIONAL**
19 **BILINGUAL PROGRAMS**

20	General Fund—State Appropriation (FY 2022)	
21	((\$228,658,000))	
22		<u>\$217,022,000</u>
23	General Fund—State Appropriation (FY 2023)	
24	((\$233,390,000))	
25		<u>\$218,054,000</u>
26	General Fund—Federal Appropriation.	\$102,242,000
27	TOTAL APPROPRIATION.	((\$564,290,000))
28		<u>\$537,318,000</u>

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

31 (1) Each general fund fiscal year appropriation includes such
32 funds as are necessary to complete the school year ending in the
33 fiscal year and for prior fiscal year adjustments.

34 (2) (a) For the 2021-22 and 2022-23 school years, the
35 superintendent shall allocate funding to school districts for
36 transitional bilingual programs under RCW 28A.180.010 through
37 28A.180.080, including programs for exited students, as provided in
38 RCW 28A.150.260(10) (b) and the provisions of this section. In

1 calculating the allocations, the superintendent shall assume the
2 following averages: (i) Additional instruction of 4.7780 hours per
3 week per transitional bilingual program student in grades
4 kindergarten through six and 6.7780 hours per week per transitional
5 bilingual program student in grades seven through twelve in school
6 years 2021-22 and 2022-23; (ii) additional instruction of 3.0000
7 hours per week in school years 2021-22 and 2022-23 for the head count
8 number of students who have exited the transitional bilingual
9 instruction program within the previous two years based on their
10 performance on the English proficiency assessment; (iii) fifteen
11 transitional bilingual program students per teacher; (iv) 36
12 instructional weeks per year; (v) 900 instructional hours per
13 teacher; and (vi) the compensation rates as provided in sections 505
14 and 506 of this act. Pursuant to RCW 28A.180.040(1)(g), the
15 instructional hours specified in (a)(ii) of this subsection (2) are
16 within the program of basic education.

17 (b) From July 1, 2021, to August 31, 2021, the superintendent
18 shall allocate funding to school districts for transitional bilingual
19 instruction programs as provided in section 514, chapter 357, Laws of
20 2020, as amended.

21 (3) The superintendent may withhold allocations to school
22 districts in subsection (2) of this section solely for the central
23 provision of assessments as provided in RCW 28A.180.090 (1) and (2)
24 up to the following amounts: (~~(1.77)~~)1.89 percent for school year
25 2021-22 and (~~(1.76)~~)1.88 percent for school year 2022-23.

26 (4) The general fund—federal appropriation in this section is for
27 migrant education under Title I Part C and English language
28 acquisition, and language enhancement grants under Title III of the
29 elementary and secondary education act.

30 (5) \$35,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$35,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely to track current and former
33 transitional bilingual program students.

34 (6) \$1,185,000 of the general fund—state appropriation in fiscal
35 year 2022 and \$1,185,000 of the general fund—state appropriation in
36 fiscal year 2023 are provided solely for the central provision of
37 assessments as provided in RCW 28A.180.090, and is in addition to the
38 withholding amounts specified in subsection (3) of this section.

2021 c 334 s 517 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE LEARNING ASSISTANCE PROGRAM

General Fund—State Appropriation (FY 2022)	
((\$446,816,000))	
	<u>\$449,472,000</u>
General Fund—State Appropriation (FY 2023)	
((\$455,435,000))	
	<u>\$447,888,000</u>
General Fund—Federal Appropriation.	\$533,481,000
	<u>Coronavirus State Fiscal Recovery Fund</u>
<u>—</u>	<u>Federal</u>
	<u>Appropriation</u>
<u>\$26,382,000</u>	
TOTAL APPROPRIATION.	((\$1,435,732,000))
	<u>\$1,457,223,000</u>

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

(1) The general fund—state appropriations in this section are subject to the following conditions and limitations:

(a) The appropriations include such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

(b) (i) For the 2021-22 and 2022-23 school years, the superintendent shall allocate funding to school districts for learning assistance programs as provided in RCW 28A.150.260(10)(a), except that the allocation for the additional instructional hours shall be enhanced as provided in this section, which enhancements are within the program of the basic education. In calculating the allocations, the superintendent shall assume the following averages:

- (A) Additional instruction of 2.3975 hours per week per funded learning assistance program student for the 2021-22 and 2022-23 school years;
- (B) additional instruction of 1.1 hours per week per funded learning assistance program student for the 2021-22 and 2022-23 school years in qualifying high-poverty school building;
- (C) fifteen learning assistance program students per teacher;
- (D) 36 instructional weeks per year;
- (E) 900 instructional hours per

1 teacher; and (F) the compensation rates as provided in sections 505
2 and 506 of this act.

3 (ii) From July 1, 2021, to August 31, 2021, the superintendent
4 shall allocate funding to school districts for learning assistance
5 programs as provided in section 515, chapter 357, Laws of 2020, as
6 amended.

7 (c) A school district's funded students for the learning
8 assistance program shall be the sum of the district's full-time
9 equivalent enrollment in grades K-12 for the prior school year
10 multiplied by the district's percentage of October headcount
11 enrollment in grades K-12 eligible for free or reduced-price lunch in
12 the prior school year. The prior school year's October headcount
13 enrollment for free and reduced-price lunch shall be as reported in
14 the comprehensive education data and research system.

15 (2) Allocations made pursuant to subsection (1) of this section
16 shall be adjusted to reflect ineligible applications identified
17 through the annual income verification process required by the
18 national school lunch program, as recommended in the report of the
19 state auditor on the learning assistance program dated February,
20 2010.

21 (3) The general fund—federal appropriation in this section is
22 provided for Title I Part A allocations of the every student succeeds
23 act of 2016.

24 (4) A school district may carry over from one year to the next up
25 to 10 percent of the general fund—state funds allocated under this
26 program; however, carryover funds shall be expended for the learning
27 assistance program.

28 (5) Within existing resources, during the 2021-22 and 2022-23
29 school years, school districts are authorized to use funds allocated
30 for the learning assistance program to also provide assistance to
31 high school students who have not passed the state assessment in
32 science.

33 (6) In addition to funding allocated under RCW
34 28A.150.260(10), the superintendent must allocate the following
35 additional learning assistance program amounts to school districts
36 from the coronavirus state fiscal recovery fund—federal
37 appropriation:

38 (a) High poverty-based allocations in the 2022-23
39 school year for schools not eligible in the 2022-23 school year that

1 were eligible for high poverty allocation in the previous school
2 year.

3 (b) Allocations necessary to increase a school
4 district's allocations under RCW 28A.150.260(10)(a)(i) up to an
5 amount that would be generated based on the district's percentage of
6 October headcount in grades K-12 eligible for free or reduced-price
7 lunch in the 2019-20 school year if greater than the percentage
8 allowed under RCW 28A.150.260(10)(a)(i).

9 **Sec. 518 .**

10 2021 c 334 s 518 (uncodified) is amended to read as follows:

11 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—PER PUPIL ALLOCATIONS**

12 Statewide Average Allocations
13 Per Annual Average Full-Time Equivalent Student

14 Basic Education Program	2021-22	2022-23
15	School Year	School Year
16 General Apportionment	((9,415))	((9,671))
17	<u>\$9,405</u>	<u>\$10,098</u>
18 Pupil Transportation	((587))	((595))
19	<u>\$623</u>	<u>\$644</u>
20 Special Education Programs	((9,874))	((10,290))
21	<u>\$9,976</u>	<u>\$10,812</u>
22 Institutional Education Programs	((22,730))	((23,220))
23	<u>\$26,347</u>	<u>\$27,779</u>
24 Programs for Highly Capable Students	\$611	((623))
25		<u>\$645</u>
26 Transitional Bilingual Programs	((1,430))	((1,442))
27	<u>\$1,442</u>	<u>\$1,509</u>
28 Learning Assistance Program	((964))	((967))
29	<u>\$964</u>	<u>\$1,011</u>

30 **Sec. 519 .**

31 2021 c 334 s 519 (uncodified) is amended to read as follows:

32 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

33 (1) Amounts distributed to districts by the superintendent
34 through part V of this act are for allocation purposes only, unless
35 specified by part V of this act, and do not entitle a particular

1 district, district employee, or student to a specific service, beyond
2 what has been expressly provided in statute. Part V of this act
3 restates the requirements of various sections of Title 28A RCW. If
4 any conflict exists, the provisions of Title 28A RCW control unless
5 this act explicitly states that it is providing an enhancement. Any
6 amounts provided in part V of this act in excess of the amounts
7 required by Title 28A RCW provided in statute, are not within the
8 program of basic education unless clearly stated by this act.

9 (2) When adopting new or revised rules or policies relating to
10 the administration of allocations in part V of this act that result
11 in fiscal impact, the office of the superintendent of public
12 instruction shall seek legislative approval through the budget
13 request process.

14 (3) Appropriations made in this act to the office of the
15 superintendent of public instruction shall initially be allotted as
16 required by this act. Subsequent allotment modifications shall not
17 include transfers of moneys between sections of this act, except as
18 expressly provided in subsection (4) of this section.

19 (4) The appropriations to the office of the superintendent of
20 public instruction in this act shall be expended for the programs and
21 amounts specified in this act. However, after May 1, 2022, unless
22 specifically prohibited by this act and after approval by the
23 director of financial management, the superintendent of public
24 instruction may transfer state general fund appropriations for fiscal
25 year 2022 among the following programs to meet the apportionment
26 schedule for a specified formula in another of these programs:
27 General apportionment; employee compensation adjustments; pupil
28 transportation; special education programs; institutional education
29 programs; transitional bilingual programs; highly capable programs;
30 and learning assistance programs.

31 (5) The director of financial management shall notify
32 the appropriate legislative fiscal committees in writing prior to
33 approving any allotment modifications or transfers under this
34 section.

35 (6) Appropriations in sections 504 and 506 of this act
36 for insurance benefits under chapter 41.05 RCW are provided solely
37 for the superintendent to allocate to districts for employee health
38 benefits as provided in (~~section 942 of this act~~) section 934 of
39 this act. The superintendent may not allocate, and districts may not

1 expend, these amounts for any other purpose beyond those authorized
2 in (~~section 942 of this act~~) section 934 of this act.

3 (~~(5)~~) (7) As required by RCW 28A.710.110,
4 the office of the superintendent of public instruction shall transmit
5 the charter school authorizer oversight fee for the charter school
6 commission to the charter school oversight account.

7 **Sec. 520 .**

8 2021 c 334 s 520 (uncodified) is amended to read as follows:

9 **FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR**
10 **CHARTER SCHOOLS**

11 Washington Opportunity Pathways Account—State

12 Appropriation. ((~~\$140,838,000~~))
13 \$145,786,000

14 Coronavirus State Fiscal Recovery Fund

15 Federal
16 Appropriation

17 \$1,667,000

18 TOTAL APPROPRIATION. ((~~\$140,838,000~~))
19 \$147,453,000

20 The appropriations in this section (~~is~~)are subject to the
21 following conditions and limitations:

22 (1) The superintendent shall distribute funding appropriated in
23 this section to charter schools under chapter 28A.710 RCW. Within
24 amounts provided in this section the superintendent may distribute
25 funding for safety net awards for charter schools with demonstrated
26 needs for special education funding beyond the amounts provided under
27 chapter 28A.710 RCW.

28 (2) \$23,000 of the Washington opportunity pathways account—state
29 appropriation is provided solely for enrollment stabilization
30 allocations required in section 1519 of this act.

31 (3) \$147,000 of the Washington opportunity pathways account—state
32 appropriation is provided solely for transportation emergency
33 allocations required in section 1516(3) of this act.

34 (4) \$1,667,000 of the coronavirus state fiscal
35 recovery fund—federal appropriation is provided solely for enrollment
36 stabilization allocations pursuant to Substitute House Bill No. 1590
37 (enrollment stabilization). If the bill is not enacted by June 30,
38 2022, the amount provided in this subsection shall lapse.

2021 c 334 s 521 (uncodified) is amended to read as follows:

FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE WASHINGTON STATE CHARTER SCHOOL COMMISSION

Washington Opportunity Pathways Account—State	
Appropriation.	\$23,000
Charter Schools Oversight Account—State	
Appropriation.	((3,605,000))
	<u>\$3,882,000</u>
TOTAL APPROPRIATION.	((3,628,000))
	<u>\$3,905,000</u>

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

(1) The entire Washington opportunity pathways account—state appropriation in this section is provided to the superintendent of public instruction solely for the operations of the Washington state charter school commission under chapter 28A.710 RCW.

(2) \$28,000 of the charter schools oversight account—state appropriation is provided solely to the Washington state charter school commission to enable each charter school to participate in the governance training required under Engrossed Substitute Senate Bill No. 5044 (schools/equity training). ~~((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))~~

(3) \$238,000 of the charter schools oversight account—state appropriation is provided solely for office of the attorney general legal services related to litigation challenging the commission's authority to oversee and regulate charter schools.

2021 c 334 s 522 (uncodified) is amended to read as follows:

FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR GRANTS AND PASS THROUGH FUNDING

General Fund—State Appropriation (FY 2022)	
((80,319,000))	
	<u>\$80,493,000</u>
General Fund—State Appropriation (FY 2023)	
((52,691,000))	
	<u>\$78,255,000</u>
General Fund—Federal Appropriation.	\$989,995,000

1	Elementary and Secondary School Emergency Relief	
2	III—Federal Appropriation. . .	((\$1,850,386,000))
3		<u>\$1,850,527,000</u>
4	TOTAL APPROPRIATION. . . .	((\$2,973,391,000))
5		<u>\$2,999,270,000</u>

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

8 (1) \$4,894,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$4,894,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided for the office of the superintendent of
11 public instruction to administer programs and grants which increase
12 equitable access to dual credit programs, including subsidizing or
13 eliminating student costs for dual credit courses or exams. By
14 November 2022, the office shall submit a report to relevant
15 committees of the legislature describing options for entering into
16 statewide agreements with dual credit exam companies that will reduce
17 the overall costs for all students and eliminate costs for students
18 who are low income.

19 (2) (a) \$2,752,000 of the general fund—state appropriation for
20 fiscal year 2022 and \$2,752,000 of the general fund—state
21 appropriation for fiscal year 2023 are provided solely for secondary
22 career and technical education grants pursuant to chapter 170, Laws
23 of 2008, including parts of programs receiving grants that serve
24 students in grades four through six. If equally matched by private
25 donations, \$1,075,000 of the 2022 appropriation and \$1,075,000 of the
26 2023 appropriation shall be used to support FIRST robotics programs
27 in grades four through twelve. Of the amounts provided in this
28 subsection, \$800,000 of the fiscal year 2022 appropriation and
29 \$800,000 of the fiscal year 2023 appropriation are provided solely
30 for the purpose of statewide supervision activities for career and
31 technical education student leadership organizations.

32 (b) \$135,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$135,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for science, technology,
35 engineering and mathematics lighthouse projects, consistent with
36 chapter 238, Laws of 2010.

37 (c) \$250,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$250,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for advanced project lead the

1 way courses at ten high schools. To be eligible for funding in 2022,
2 a high school must have offered a foundational project lead the way
3 course during the 2020-21 school year. The 2022 funding must be used
4 for one-time start-up course costs for an advanced project lead the
5 way course, to be offered to students beginning in the 2021-22 school
6 year. To be eligible for funding in 2023, a high school must have
7 offered a foundational project lead the way course during the 2021-22
8 school year. The 2023 funding must be used for one-time start-up
9 course costs for an advanced project lead the way course, to be
10 offered to students beginning in the 2022-23 school year. The office
11 of the superintendent of public instruction and the education
12 research and data center at the office of financial management shall
13 track student participation and long-term outcome data. The office
14 may require the recipient of these funds to report the impacts of the
15 recipient's efforts in alignment with the measures of the Washington
16 school improvement framework.

17 (d) \$2,127,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$2,127,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for annual startup, expansion,
20 or maintenance of core plus programs in maritime, construction, and
21 aerospace and advanced manufacturing programs. To be eligible for
22 funding to start up, maintain, or expand programs under (i) through
23 (iii) of this subsection (d), the skills center and high schools must
24 be selected through a competitive grant process administered by the
25 office of the superintendent of public instruction in consultation
26 with the advisory committee established in (vi) of this subsection
27 (d). The office and the education research and data center shall
28 report annually student participation and long-term outcome data.
29 Within the amounts provided in this subsection:

30 (i) \$900,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$900,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for grants for the annual
33 startup, expansion, or maintenance of core plus programs in aerospace
34 and advanced manufacturing programs.

35 (ii) \$350,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$350,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for grants for the annual
38 startup, expansion, or maintenance of core plus programs in
39 construction programs.

1 (iii) \$350,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$350,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for grants for the annual
4 startup, expansion, or maintenance of core plus programs in maritime
5 programs.

6 (iv) For (i) through (iii) of this subsection (d), when the grant
7 demand does not align with the specified allocation, the
8 superintendent may allocate funding toward sector areas that meet
9 criteria based on agreement from industry sector representatives.

10 (v) \$527,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$527,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for the office to administer,
13 evaluate, and promote programs under (i) through (iii) of this
14 subsection (d) based on industry sector recommendations, including
15 contracts with sector-specific entities to expand sector-specific
16 employer engagement programs, increase work placement opportunities,
17 validate credentials necessary for direct employment, and provide
18 professional development to support schools, teachers, and students.
19 The office may also contract with an entity with experience promoting
20 core plus programming across industry sectors and education providers
21 to expand awareness and adoption of core plus programs.

22 (vi) The office shall convene and manage an advisory committee of
23 industry sector leadership from the core plus program areas and a
24 representative from a statewide business and manufacturing
25 association to inform the administration and continual improvement of
26 core plus programs, including grant determinations, reviewing data
27 and outcomes, recommending program improvements, and ensuring the use
28 of qualified contractors. The committee will advise the
29 superintendent on appropriate credentials, industry-based
30 competencies, and programs of study for high-demand sectors
31 represented in these program areas.

32 (3) (a) \$75,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$75,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for project citizen and we the
35 people: The citizen and the constitution programs sponsored by the
36 national conference of state legislatures and the center for civic
37 education to promote participation in government by middle and high
38 school students. Of the amounts provided, \$15,000 of the general fund
39 —state appropriation for fiscal year 2022 and \$15,000 of the general

1 fund—state appropriation for fiscal year 2023 are provided solely for
2 awarding a travel grant to the winner of the we the people: The
3 citizen and the constitution state competition.

4 (b) \$373,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$373,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for implementation of chapter
7 127, Laws of 2018 (civics education). Of the amounts provided in this
8 subsection (3)(b), \$10,000 of the general fund—state appropriation
9 for fiscal year 2022 and \$10,000 of the general fund—state
10 appropriation for fiscal year 2023 are provided solely for grant
11 programs to school districts to help cover travel costs associated
12 with civics education competitions.

13 (4)(a) \$55,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$55,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the office of the
16 superintendent of public instruction for statewide implementation of
17 career and technical education course equivalency frameworks
18 authorized under RCW 28A.700.070 for math and science. This may
19 include development of additional equivalency course frameworks,
20 course performance assessments, and professional development for
21 districts implementing the new frameworks.

22 (b) Within the amounts appropriated in this section the office of
23 the superintendent of public instruction shall ensure career and
24 technical education courses are aligned with high-demand, high-wage
25 jobs. The superintendent shall verify that the current list of career
26 and technical education courses meets the criteria established in RCW
27 28A.700.020(2). The superintendent shall remove from the list any
28 career and technical education course that no longer meets such
29 criteria.

30 (c) \$3,000,000 of the general fund—state appropriation for fiscal
31 year 2022 and (~~(\$3,000,000)~~) \$5,000,000 of the general fund—state
32 appropriation for fiscal year 2023 are provided solely for the office
33 of the superintendent of public instruction to provide grants to
34 school districts and educational service districts for science
35 teacher training in the next generation science standards including
36 training in the climate science standards. At a minimum, school
37 districts shall ensure that teachers in one grade level in each
38 elementary, middle, and high school participate in this science
39 training. Of the amount appropriated \$1,000,000 is provided solely

1 for community-based nonprofits including tribal education
2 organizations to partner with public schools for next generation
3 science standards.

4 (5) \$250,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$250,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for the Kip Tokuda memorial
7 Washington civil liberties public education program. The
8 superintendent of public instruction shall award grants consistent
9 with RCW 28A.300.410.

10 (6) \$5,895,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$5,895,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for a contract with a
13 nongovernmental entity or entities for demonstration sites to improve
14 the educational outcomes of students who are dependent pursuant to
15 chapter 13.34 RCW pursuant to chapter 71, Laws of 2016 (foster youth
16 edu. outcomes). The office may require the recipient of these funds
17 to report the impacts of the recipient's efforts in alignment with
18 the measures of the Washington school improvement framework.

19 (a) Of the amount provided in this subsection (6), \$446,000 of
20 the general fund—state appropriation for fiscal year 2022 and
21 \$446,000 of the general fund—state appropriation for fiscal year 2023
22 are provided solely for the demonstration site established pursuant
23 to the 2013-2015 omnibus appropriations act, section 202(10), chapter
24 4, Laws of 2013, 2nd sp. sess.

25 (b) Of the amount provided in this subsection (6), \$1,015,000 of
26 the general fund—state appropriation for fiscal year 2022 and
27 \$1,015,000 of the general fund—state appropriation for fiscal year
28 2023 are provided solely for the demonstration site established
29 pursuant to the 2015-2017 omnibus appropriations act, section
30 501(43)(b), chapter 4, Laws of 2015, 3rd sp. sess., as amended.

31 (c) Of the amounts provided in this subsection (6), \$684,000 of
32 the general fund—state appropriation for fiscal year 2022 and
33 \$684,000 of the general fund—state appropriation for fiscal year 2023
34 are provided solely for the demonstration site established with
35 funding provided in the 2017-2019 omnibus appropriations act, chapter
36 1, Laws of 2017, 3rd sp. sess., as amended.

37 (d) \$1,000,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$1,250,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the demonstration site
2 established with funding provided in this act.

3 (e) \$55,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$55,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for maintaining and implementing
6 the data sharing agreement between the office, the department of
7 children, youth, and families, and the contractors to support
8 targeted service delivery, program evaluation, and statewide
9 education outcomes measurement for students served under this
10 section.

11 (7) (a) \$1,200,000 of the general fund—state appropriation for
12 fiscal year 2022 and \$1,200,000 of the general fund—state
13 appropriation for fiscal year 2023 are provided solely for
14 implementation of chapter 157, Laws of 2016 (homeless students).

15 (b) \$36,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$36,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for chapter 212, Laws of 2014
18 (homeless student educational outcomes).

19 (8) \$375,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$375,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for a nonviolence and ethical
22 leadership training and professional development program provided by
23 the institute for community leadership.

24 (9) (a) \$1,425,000 of the general fund—state appropriation for
25 fiscal year 2022 and \$1,425,000 of the general fund—state
26 appropriation for fiscal year 2023 are provided solely for dual
27 language grants to grow capacity for high quality dual language
28 learning. Grant funding may be used for new and existing dual
29 language programs, heritage language programs for immigrant and
30 refugee students, and indigenous language programs for native
31 students.

32 (b) Each grant recipient must convene an advisory board to guide
33 the development and continuous improvement of its dual language
34 program, including but not limited to: Determining which schools and
35 languages will be prioritized; conducting outreach to the community;
36 and addressing enrollment considerations and the hiring of staff. At
37 least half the members of the board must be parents of English
38 learner students or current or former English learner students. The
39 other members of the board must represent teachers, students, school

1 leaders, governing board members, youth, and community-based
2 organizations that support English learners.

3 (10) (a) \$4,940,000 of the general fund—state appropriation for
4 fiscal year 2022 and \$4,940,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for the
6 Washington state achievers scholarship and Washington higher
7 education readiness program. The funds shall be used to: Support
8 community involvement officers that recruit, train, and match
9 community volunteer mentors with students selected as achievers
10 scholars; and to identify and reduce barriers to college for low-
11 income and underserved middle and high school students. The office
12 may require the recipient of these funds to report the impacts of the
13 recipient's efforts in alignment with the measures of the Washington
14 school improvement framework.

15 (b) \$1,454,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$1,454,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for contracting with a college
18 scholarship organization with expertise in conducting outreach to
19 students concerning eligibility for the Washington college bound
20 scholarship consistent with chapter 405, Laws of 2007. The office may
21 require the recipient of these funds to report the impacts of the
22 recipient's efforts in alignment with the measures of the Washington
23 school improvement framework.

24 (c) \$362,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$362,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for implementation of chapter
27 180, Laws of 2017 (Washington Aim program).

28 (11) (a) \$500,000 of the general fund—state appropriation for
29 fiscal year 2022 and \$500,000 of the general fund—state appropriation
30 for fiscal year 2023 are provided solely for the Washington state
31 leadership and assistance for science education reform (LASER)
32 regional partnership activities, including instructional material
33 purchases, teacher and principal professional development, and school
34 and community engagement events. The office may require the recipient
35 of these funds to report the impacts of the recipient's efforts in
36 alignment with the measures of the Washington school improvement
37 framework.

38 (b) (i) \$3,000,000 of the general fund—state appropriation for
39 fiscal year 2022 and \$3,000,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for a
2 statewide information technology academy program. This public-private
3 partnership will provide educational software, as well as information
4 technology certification and software training opportunities for
5 students and staff in public schools for the 2021-22 and 2022-23
6 school years only. The office must evaluate other options that may be
7 available in the state for a future public-private partnership to
8 deliver similar services to students and staff of public schools at
9 no cost to the state.

10 (ii) The office must require the recipient of these funds to
11 report the impacts of the recipient's efforts in alignment with the
12 measures of the Washington school improvement framework. The report
13 must include the number of students served disaggregated by gender,
14 race, ethnicity, and free-and-reduced lunch eligibility as well as
15 the number of industry certificates attained by type of certificate.

16 (c) \$50,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$50,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for grants of \$2,500 to provide
19 twenty middle and high school teachers each year with professional
20 development training for implementing integrated math, science,
21 technology, and engineering programs in their schools.

22 (d) \$1,000,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$1,000,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the computer science and
25 education grant program to support the following three purposes:
26 Train and credential teachers in computer sciences; provide and
27 upgrade technology needed to learn computer science; and, for
28 computer science frontiers grants to introduce students to and engage
29 them in computer science. The office of the superintendent of public
30 instruction must use the computer science learning standards adopted
31 pursuant to chapter 3, Laws of 2015 (computer science) in
32 implementing the grant, to the extent possible. Additionally, grants
33 provided for the purpose of introducing students to computer science
34 are intended to support innovative ways to introduce and engage
35 students from historically underrepresented groups, including girls,
36 low-income students, and minority students, to computer science and
37 to inspire them to enter computer science careers. The office of the
38 superintendent of public instruction may award up to \$500,000 each
39 year, without a matching requirement, to districts with greater than

1 fifty percent of students eligible for free and reduced-price meals.
2 All other awards must be equally matched by private sources for the
3 program, including gifts, grants, or endowments.

4 (e) \$750,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$750,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for the office of the
7 superintendent of public instruction to contract with a qualified
8 501(c)(3) nonprofit community-based organization physically located
9 in Washington state that has at least 18 years of experience
10 collaborating with the office and school districts statewide to
11 integrate the state learning standards in English language arts,
12 mathematics, and science with FieldSTEM outdoor field studies and
13 project-based and work-based learning opportunities aligned with the
14 environmental, natural resource, and agricultural sectors. The office
15 may require the recipient of these funds to report the impacts of the
16 recipient's efforts in alignment with the measures of the Washington
17 school improvement framework.

18 (f) \$62,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$62,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for competitive grants to school
21 districts to increase the capacity of high schools to offer AP
22 computer science courses. In making grant allocations, the office of
23 the superintendent of public instruction must give priority to
24 schools and districts in rural areas, with substantial enrollment of
25 low-income students, and that do not offer AP computer science.
26 School districts may apply to receive either or both of the following
27 grants:

28 (i) A grant to establish partnerships to support computer science
29 professionals from private industry serving on a voluntary basis as
30 coinstructors along with a certificated teacher, including via
31 synchronous video, for AP computer science courses; or

32 (ii) A grant to purchase or upgrade technology and curriculum
33 needed for AP computer science, as well as provide opportunities for
34 professional development for classroom teachers to have the requisite
35 knowledge and skills to teach AP computer science.

36 (g) \$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 Mobius science center to
39 expand mobile outreach of science, technology, engineering, and

1 mathematics (STEM) education to students in rural, tribal, and low-
2 income communities.

3 (12) \$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 for the centrum program at Fort
6 Worden state park.

7 (13) (~~(\$750,000)~~) (a) \$788,000 of the general fund—state
8 appropriation for fiscal year 2022 and \$750,000 of the general fund—
9 state appropriation for fiscal year 2023 are provided solely for
10 contracts with Washington state based nonprofit organizations that
11 provide a career-integrated one-to-one mentoring program for
12 disadvantaged high school students facing academic and personal
13 challenges with the goal of keeping them on track for graduation and
14 post-high school success. The mentoring must include a focus on
15 college readiness, career exploration and social-emotional learning.
16 An applicant requesting funding for these dollars must successfully
17 demonstrate to the department that it currently provides a career-
18 integrated one-to-one volunteer mentoring program and has been
19 mentoring high school youth for at least twenty years in the state
20 prior to application.

21 (b) Of the amounts provided in this subsection,
22 \$38,000 of the general fund—state appropriation for fiscal year 2022
23 is provided solely for the office to contract with a Washington-based
24 nonprofit organization that provides one-to-one mentoring through a
25 volunteer-supported network for disadvantaged youth facing academic
26 and personal challenges to provide supportive services for youth who
27 are experiencing mental and behavioral health crises due to the
28 pandemic. Funding may also be used to assist youth mentors, and for
29 staff who provide services to youth and their families and are
30 experiencing secondary trauma. The organization must be affiliated
31 with a national volunteer-supported mentoring network and have been
32 providing one-to-one volunteer mentoring programs for at least 20
33 years in the state.

34 (14) \$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 the office to contract with
37 an organization to create an after-school and summer learning program
38 in the city of Federal Way. The program shall provide comprehensive,
39 culturally competent academic support and cultural enrichment for

1 primarily latinx, spanish-speaking, low-income sixth, seventh, and
2 eighth grade students. The department must contract with an
3 organization with over forty years of experience that serves the
4 latino community in Seattle and King county and has previously
5 established an after-school and summer learning program.

6 (15) \$850,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$850,000 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 create and administer a grant
10 program for districts to reduce associated student body fees or
11 participation fees for students who are eligible to participate in
12 the federal free and reduced-price meals program. The office must
13 distribute grants for the 2021-22 school year to school districts by
14 August 10, 2021, and grants for the 2022-23 school year by August 1,
15 2022.

16 (a) Grant awards must be prioritized in the following order:

17 (i) High schools implementing the United States department of
18 agriculture community eligibility provision;

19 (ii) High schools with the highest percentage of students in
20 grades nine through twelve eligible to participate in the federal
21 free and reduced-price meals program; and

22 (iii) High schools located in school districts enrolling 5,000 or
23 fewer students.

24 (b) High schools that do not comply with the data collection and
25 reporting requirements in RCW 28A.320.540 are not eligible for grant
26 funding.

27 (c) The office of the superintendent of public instruction shall
28 award grants that are the lesser of the cost of the high school's
29 associated student body card multiplied by the number of students
30 eligible for the free or reduced-price meals program that purchased a
31 student body card in either 2018-19 or 2019-20 school year, whichever
32 is higher, or \$10,000.

33 (d) The office may award additional funding if:

34 (i) The appropriations provided are greater than the total amount
35 of funding requested at the end of the application cycle; and

36 (ii) The applicant shows a demonstrated need for additional
37 support.

38 (16) \$250,000 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 south Kitsap school
2 district to codevelop a pilot strategy to increase completion rates
3 for the free application for federal student aid (FAFSA).

4 (17) \$500,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$500,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for the office of the
7 superintendent of public instruction to contract with a Washington-
8 based nonprofit organization to promote equitable access in science,
9 technology, engineering, and math education for historically
10 underserved students and communities. The nonprofit shall provide a
11 system of science educational programming specifically for migrant
12 and bilingual students, including teacher professional development,
13 culturally responsive classroom resources that are aligned with
14 Washington state science and environmental and sustainability
15 learning standards, and implementation support. At least 50 percent
16 of the funding provided in this subsection must serve schools and
17 school districts in eastern Washington. The nonprofit organization
18 must have experience developing and implementing science and
19 environmental science programming and resources for migrant and
20 bilingual students.

21 (18) \$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 office of the
24 superintendent of public instruction to contract with a nonprofit
25 organization serving opportunity youth in Pierce, King and Snohomish
26 counties. The organization must assist traditionally underrepresented
27 students on nontraditional educational pathways by providing
28 mentorship and technical assistance in navigating higher education
29 and financial aid. The office may require the recipient of these
30 funds to report the impacts of the efforts in alignment with the
31 measures of the Washington school improvement framework.

32 (19) \$500,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$500,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for the office of the
35 superintendent of public instruction to administer a grants program
36 for school districts to acquire and use research-based, social
37 emotional learning curricula in accordance with the state social
38 emotional learning standards. The office must prioritize school
39 districts that do not have existing research based social emotional

1 learning programs and that are also eligible for high-poverty
2 allocations from the learning assistance program.

3 (20) \$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 to contract with
6 a nonprofit organization that specializes in using e-sports to engage
7 students in seven career clusters to bring team-based, career related
8 e-sports programs to each high school in the Battle Ground,
9 Evergreen, and Vancouver school districts. Any funding remaining may
10 be used for e-sports programs in the middle schools of the three
11 school districts.

12 (21) \$1,399,000 of the general fund—state appropriation for
13 fiscal year 2022 and \$1,399,000 of the general fund—state
14 appropriation for fiscal year 2023 are provided solely for school
15 districts to support youth who are truant under chapter 28A.225 RCW
16 or at risk of becoming truant, and for costs associated with filing
17 or serving petitions under RCW 28A.225.030.

18 (22) The general fund—state appropriations in this section for
19 fiscal year 2022 have been reduced by \$24,000 (~~and the general fund—~~
20 ~~state appropriations in this section for fiscal year 2023 have been~~
21 ~~reduced by \$5,000~~) to reflect global compensation savings. The
22 office of financial management, in consultation with the office of
23 the superintendent of public instruction, shall adjust allotments
24 from the appropriations in this section, including allotments of
25 amounts provided solely for a specific purpose, to reflect the
26 reduction to the overall appropriation.

27 (23) \$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 the office to contract with
30 an organization that works with educators to secure salmon eggs,
31 offer learning opportunities as the fry develop, and assist when
32 students release their fry into local creeks and lakes. Funding may
33 only be used for new programs located in elementary schools that are
34 eligible for high-poverty allocations from the learning assistance
35 program. Of the amounts provided in this subsection, the office may
36 use no more than \$35,000 each fiscal year for office administration
37 costs related to the contract.

38 (24) \$9,850,000 of the general fund—state appropriation for
39 fiscal year 2022 and \$9,850,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for the office
2 of the superintendent of public instruction to administer the
3 technology grant program established under Engrossed Second
4 Substitute House Bill No. 1365 (schools/computers & devices). (~~If~~
5 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
6 ~~this subsection shall lapse.~~)

7 (25) \$199,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$247,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the media literacy and
10 digital citizenship grant program created in Engrossed Second
11 Substitute House Bill No. 1365 (schools/computers & devices). Total
12 grant awards may not exceed \$150,000. Of the amounts provided in this
13 subsection, \$50,000 of the general fund—state appropriation for
14 fiscal year 2023 is provided solely for two regional conferences.
15 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
16 ~~in this subsection shall lapse.~~)

17 (26) \$70,000 of the general fund—state appropriation for fiscal
18 year 2022 is provided solely for the southwest boys & girls club to
19 provide community mentoring, academic intervention, and culturally
20 specific supports through the "be great-graduate initiative" for a
21 cohort of White Center youth identified as high risk.

22 (27) (~~(\$250,000)~~)\$236,000 of the general fund—state appropriation
23 for fiscal year 2022 (~~is~~)and \$14,000 of the general fund—state
24 appropriation for fiscal year 2023 are provided solely for grants to
25 support teachers with costs associated with becoming certified,
26 endorsed, or licensed in computer science including, but not limited
27 to, professional development, training, licensure exams, courses in
28 pedagogy, and courses in computer science content. Entities eligible
29 for these funds include, but are not limited to, individual teachers,
30 local education agencies, approved professional learning providers,
31 and institutions of higher education located in Washington state.

32 (28) (~~(\$150,000)~~)\$300,000 of the general fund—state appropriation
33 for fiscal year 2022 and (~~(\$150,000)~~)\$450,000 of the general fund—
34 state appropriation for fiscal year 2023 are provided solely for the
35 Highline school district to contract with an organization to offer
36 pre-apprenticeship opportunities for at least two cohorts of students
37 each year in south King county during the summer months of 2021,
38 2022, and 2023. Students from the Highline school district and

1 neighboring school districts in south King county are eligible for
2 the program.

3 (29) \$255,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$255,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the continuation of the math
6 improvement pilot program. The entirety of the funds appropriated for
7 fiscal year 2022 must be disbursed by the office to the recipients of
8 the grants no later than August 1, 2021, and the entirety of the
9 funds appropriated for fiscal year 2023 must be disbursed by the
10 office to the recipients of the grants no later than August 1, 2022.
11 Of the amounts provided in the subsection:

12 (a) \$85,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$85,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the Spokane school district.

15 (b) \$85,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$85,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for the Chehalis school
18 district.

19 (c) \$85,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$85,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for the Bremerton school
22 district.

23 (30) Within existing resources, the office shall develop
24 recommendation to the legislature to merge the grant programs and
25 specific appropriations of pass-through funding for certain
26 activities or entities in this section into a competitive grant
27 funding process in future biennia. A competitive process must
28 allocate funding using the following five separate categories:

29 (a) Student supports and safety. Programs under this category
30 will support the mental, social-emotional, and physical safety of
31 students;

32 (b) Educator growth and development. Programs under this category
33 will support the recruitment and retention of educators, and support
34 their continual professional growth;

35 (c) Curricula development, dissemination, and supports. Programs
36 under this category will support the development, implementation, and
37 continuous improvement of curricula and other programs specific to
38 state learning standards and content areas;

1 (d) Eliminating inequitable student outcomes. Programs under this
2 category will increase outcomes for specific student groups,
3 including students experiencing homelessness or foster care; and

4 (e) Graduation success and preparation for postsecondary
5 pathways. Programs under this category will increase access to
6 graduation pathways aligned with students' postsecondary goals and
7 support for each student to graduate ready to achieve those goals.
8 These may include dual credit programs; dropout prevention,
9 intervention, and reengagement programs; core plus programs; and
10 other high demand career and technical education programs.

11 (31) \$500,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$500,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the south Kitsap school
14 district for the controls programmer apprenticeship program.

15 (32) \$800,000 of the general fund—state appropriation for fiscal
16 year 2022 and ~~(\$800,000)~~ \$5,300,000 of the general fund—state
17 appropriation for fiscal year 2023 are provided solely for
18 transitional support grants to school districts to support schools
19 that incur costs transitioning from Native American school mascots,
20 logos, or team names under section 3 of Substitute House Bill No.
21 1356 (Native American names, etc.).

22 (33) \$10,000,000 of the general fund—state appropriation for
23 fiscal year 2023 is provided solely for the office to administer an
24 outdoor learning grant program to develop and support outdoor
25 educational experiences for students in Washington public schools.
26 The office must award grants to eligible school districts and outdoor
27 education program providers starting in the 2022-23 school year. The
28 office may consult with the Washington recreation and conservation
29 office on outdoor learning program grants. Of the amounts provided in
30 this subsection:

31 (a) \$195,000 of the general fund—state appropriation
32 for fiscal year 2023 is provided solely for the office to implement
33 Second Substitute House Bill No. 2078 (outdoor learning grant prg.).
34 If the bill is not enacted by June 30, 2022, the amount provided in
35 this subsection shall lapse.

36 (b) \$3,903,000 of the general fund—state appropriation
37 for fiscal year 2023 is provided solely for the outdoor learning
38 grant program, which consists of two types of grants:

1 (i) Allocation-based grants for school districts to
2 develop or support outdoor educational experiences; and

3 (ii) Competitive grants for outdoor education
4 providers that are designed to support existing capacity and to
5 increase future capacity for outdoor learning experiences.

6 (c) \$5,902,000 of the general fund—state appropriation
7 for fiscal year 2023 is provided solely for the outdoor education
8 experiences program. The office must prioritize providing the program
9 to fifth and sixth grade students in high poverty schools, expanding
10 to other fifth and sixth grade students subject to available funds.

11 (34) \$250,000 of the general fund—state appropriation
12 for fiscal year 2023 is provided solely for an education and
13 workforce pathway pilot program at the northwest career and technical
14 academy. The pilot program will oversee a pathway including high
15 schools, skills centers, community and technical colleges, and
16 employers that results in students earning a high school diploma and
17 an associate in technical arts degree, while maintaining summer
18 employment.

19 (35) \$150,000 of the general fund—state appropriation
20 for fiscal year 2023 is provided solely for the office of the
21 superintendent of public instruction to administer grants to school
22 districts for a plant-based school meals pilot program. Grant
23 recipients may use the funding for food supplies, delivery costs,
24 equipment purchases, education, and other expenditures to increase
25 access to plant-based school meals. Grant awards to school districts
26 may not exceed \$10,000 per district.

27 (36) \$148,000 of the general fund—state appropriation
28 for fiscal year 2023 is provided solely to provide before and after-
29 school programming to low-income elementary school students in the
30 Tukwila school district. Funding in this subsection may be
31 distributed to the Tukwila school district or to local before or
32 after-school program providers that provide child care for low-income
33 elementary school students in the school district.

34 (37) \$250,000 of the general fund—state appropriation
35 for fiscal year 2023 is provided solely for the Tacoma school
36 district to identify specific career-relevant coursework and facility
37 needs for the development of a comprehensive maritime-focused career
38 and technical education program in the south Puget Sound area.
39 Funding must be used by the district to engage with the maritime

1 industry in and around the port of Tacoma to conduct a workforce
2 training gap analysis. The district must also coordinate with the
3 office, the state board of education, and the workforce training
4 board to create the relevant curriculum and identify facility needs
5 to establish a new marine trades program.

6 (38) \$250,000 of the general fund—state appropriation
7 for fiscal year 2023 is provided solely for the office to contract
8 with an organization to expand the senior support initiative that
9 helps high school seniors in the Tacoma school district navigate
10 their postsecondary pathway options. The organization may provide
11 support to Tacoma school district seniors through academic supports,
12 financial aid and scholarships, college entry and communication,
13 workforce entry and apprenticeships, housing, child care, and other
14 basic needs. The organization must be a foundation focused on
15 students that coordinates the efforts of parents, youth, community,
16 and policymakers across multiple sectors to address equity gaps
17 facing children and youth in the Tacoma school district.

18 (39) \$250,000 of the general fund—state appropriation
19 for fiscal year 2023 is provided solely for the office to contract
20 with a nonprofit organization to develop and provide a Latino youth-
21 on-youth gang violence prevention program for students. The program
22 must target Latino students ages 11 through 17 who are either
23 involved in or at risk of becoming involved in a gang or in gang
24 activities. Eligible students must be enrolled in either the Moses
25 Lake or Federal Way school districts. The nonprofit organization must
26 have at least 15 years of experience serving Latino communities and
27 promoting advocacy and must provide kindergarten through 12th grade
28 social emotional learning, mental health wraparound services, and
29 parent engagement programs in Washington.

30 (40) (a) \$500,000 of the general fund—state
31 appropriation for fiscal year 2023 is provided solely for the office
32 to administer a pilot program to subsidize eligible dual or
33 concurrent enrollment course costs for students who qualify for free
34 or reduced-price meals and are participating in dual enrollment
35 courses offered by one of three community colleges designated by the
36 office and the state board of community and technical colleges.
37 Eligible dual enrollment course programs include the running start
38 and college in the high school programs. One of the community

1 colleges must be located in a county with a population greater than
2 125,000 but less than 150,000.

3 (b) The office must subsidize the course costs by
4 transmitting to each of the three institutions of higher education
5 \$1,000 per full-time equivalent student during the 2022-23 academic
6 year. For eligible students who qualify for free or reduced-price
7 meals and are enrolled in running start courses, the pilot program
8 must subsidize:

9 (i) Any student-voted fees, technology fees, course
10 fees, laboratory fees, or other fees required for enrollment, up to
11 17 credits per quarter, that were not waived by the institution of
12 higher education under RCW 28A.600.310; and

13 (ii) Textbooks and other course materials required by
14 the institution of higher education.

15 (c) Any funds remaining after the office subsidizes
16 the costs included in (b) of this subsection may be used to subsidize
17 waived fees or transportation costs for eligible students who qualify
18 for free or reduced-price meals and are enrolled in running start
19 courses.

20 (d) The office must submit a preliminary report to the
21 legislature by June 30, 2023, on the results of the pilot program. It
22 is the intent of the legislature to provide funding for a final
23 report due to the legislature by August 31, 2023.

24 (41) \$468,000 of the general fund—state appropriation
25 for fiscal year 2023 is provided solely for the office to contract
26 with a nonprofit organization to establish a workforce pilot program
27 with the Vancouver school district that provides targeted training to
28 expand the school district's candidate pool for school bus drivers
29 and paraeducators. The nonprofit organization must be based in
30 Vancouver, Washington and must have experience assisting individuals
31 in becoming economically self-sufficient by providing resources,
32 training, and job placement opportunities. By June 30, 2023, the
33 office will collaborate with the nonprofit organization and the
34 Vancouver school district to submit a report to the legislature with
35 results of the workforce pilot program and recommendations for
36 expanding the program.

37 (42) \$250,000 of the general fund—state appropriation
38 for fiscal year 2023 is provided solely for the office to contract
39 with the association of Washington school principals to provide
40 support, mentoring, mediation, and professional learning services to

1 school principals and assistant principals in the greater Seattle
2 area.

3 (43) \$200,000 of the general fund—state appropriation
4 for fiscal year 2023 is provided solely for grants to school
5 districts and educational service districts operating institutional
6 education programs for youth in state long-term juvenile institutions
7 to provide access to computer science elective courses created in
8 Senate Bill No. 5657 (computer science instruction). If the bill is
9 not enacted by June 30, 2022, the amount provided in this subsection
10 shall lapse.

11 (44) \$2,000,000 of the general fund—state
12 appropriation for fiscal year 2023 is provided solely for the grant
13 program created in Second Substitute Senate Bill No. 5720 (student
14 financial literacy) which provides grants to school districts for
15 integrating financial literacy education into professional
16 development for certificated staff. If the bill is not enacted by
17 June 30, 2022, the amount provided in this subsection shall lapse.

18 (45) \$1,000,000 of the general fund—state
19 appropriation for fiscal year 2023 is provided solely for grants to
20 school districts, charter schools, and state-tribal education compact
21 schools to establish K-12 intensive tutoring programs. Grants shall
22 be used to recruit, train, and hire tutors to provide one-on-one
23 tutoring services to K-12 students experiencing learning loss as a
24 result of the COVID-19 pandemic. The tutors must receive training in
25 proven tutoring models to ensure their effectiveness in addressing
26 learning loss.

27 (46) \$3,000,000 of the general fund—state
28 appropriation for fiscal year 2023 is provided solely for the office
29 to distribute after-exit running start grants to school districts
30 that identify running start students that have exceeded maximum
31 enrollment under running start formulas and high school graduates who
32 have 15 or fewer college credits to earn before meeting associate
33 degree requirements for instruction not funded under section 504(18)
34 of this act. High school graduates who meet these requirements are
35 eligible to receive funds from these grants for fees to the community
36 and technical college to earn up to 15 college credits during the
37 summer academic term following their high school graduation.

38 (47) FEDERAL GRANTS FOR COVID-19 RECOVERY

1 (a) \$12,885,000 of the elementary and secondary school emergency
2 relief III account—federal appropriation from funds attributable to
3 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
4 117-2 is provided solely to administer a grant program for community-
5 based organizations to collaborate with school districts to support
6 learning recovery and acceleration.

7 (b) \$742,367,000 of the general fund—federal appropriation
8 (CRRSA/ESSER) from funds attributable to subsection 313(c), the
9 coronavirus response and relief supplemental appropriations act, P.L.
10 116-260, division M is provided solely for subgrants to local
11 education agencies. Total subgrants awarded under this subsection
12 (~~((33))~~) (47) (b) and section 12, chapter 3, Laws of 2021 may not
13 exceed the federal amounts provided under subsection 313(c), the
14 coronavirus response and relief supplemental appropriations act, P.L.
15 116-260, division M.

16 (c)(i) \$46,263,000 of the general fund—federal appropriation
17 (CRRSA/GEER) is provided solely to provide emergency assistance to
18 nonpublic schools, as authorized in section 312(d), the coronavirus
19 response and relief supplemental appropriations act, P.L. 116-260,
20 division M. Total funds provided under this subsection (~~((33))~~) (47)
21 (c)(i) and section 13, chapter 3, Laws of 2021 may not exceed the
22 federal amounts provided in section 312(d), the coronavirus response
23 and relief supplemental appropriations act, P.L. 116-260, division M.

24 (ii) \$43,708,000 of the general fund—federal appropriation (ARPA)
25 is provided solely to provide emergency assistance to nonpublic
26 schools, as authorized in section 2002, the American rescue plan act
27 of 2021, P.L. 117-2.

28 (d) \$1,333,801,000 of the elementary and secondary school
29 emergency relief III account—federal appropriation is provided solely
30 for allocations from funds attributable to subsection 2001(e)(2) the
31 American rescue plan act of 2021, P.L. 117-2 for subgrants to local
32 education agencies.

33 (e) \$333,450,000 of the elementary and secondary school emergency
34 relief III account—federal appropriation is provided solely for
35 allocations from funds attributable to subsection 2001(e)(1), the
36 American rescue plan act of 2021, P.L. 117-2 for subgrants to local
37 education agencies to address learning loss. Total funds provided
38 under this subsection (~~((33))~~) (47) (e) and section 1518(33)(b) of this

1 act for the same purpose may not exceed the funding authorized in
2 this subsection (~~(33)~~) (47) (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))~~) (47) (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	General Fund—State Appropriation (FY 2023)	
2	((\$768,651,000))	
3		<u>\$832,406,000</u>
4	Community/Technical College Capital Projects	
5	Account—State Appropriation.	\$22,436,000
6	Education Legacy Trust Account—State Appropriation	
7	((\$159,208,000))	
8		<u>\$159,900,000</u>
9	Workforce Education Investment Account—State	
10	Appropriation.	((\$219,259,000))
11		<u>\$237,295,000</u>
12	TOTAL APPROPRIATION.	((\$1,912,112,000))
13		<u>\$1,996,930,000</u>

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

16 (1) \$33,261,000 of the general fund—state appropriation for
17 fiscal year 2022 and \$33,261,000 of the general fund—state
18 appropriation for fiscal year 2023 are provided solely as special
19 funds for training and related support services, including financial
20 aid, as specified in RCW 28C.04.390. Funding is provided to support
21 at least 7,170 full-time equivalent students in fiscal year 2022 and
22 at least 7,170 full-time equivalent students in fiscal year 2023.

23 (2) \$5,000,000 of the general fund—state appropriation for fiscal
24 year 2022, \$5,000,000 of the general fund—state appropriation for
25 fiscal year 2023, and \$5,450,000 of the education legacy trust
26 account—state appropriation are provided solely for administration
27 and customized training contracts through the job skills program. The
28 state board shall make an annual report by January 1st of each year
29 to the governor and to the appropriate policy and fiscal committees
30 of the legislature under RCW 43.01.036 regarding implementation of
31 this section, listing the scope of grant awards, the distribution of
32 funds by educational sector and region of the state, and the results
33 of the partnerships supported by these funds.

34 (3) \$425,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$425,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for Seattle Central College's
37 expansion of allied health programs.

38 (4) (a) \$5,250,000 of the general fund—state appropriation for
39 fiscal year 2022 and \$5,250,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for the
2 student achievement initiative.

3 (b) By December 1, 2021, the state board for community and
4 technical colleges must report to the appropriate committees of the
5 legislature an update on the student achievement initiative
6 including, but not limited to, the following:

7 (i) Annual change in student achievement initiative funds by
8 institution;

9 (ii) Student achievement initiative funds awarded by college by
10 performance funding category including basic skills, first 15 and 30
11 credits, retention, and completion;

12 (iii) Impact of guided pathways implementation on student
13 achievement initiative awards; and

14 (iv) Any additional private or foundation dollars invested in the
15 student achievement initiative.

16 (5) \$1,610,000 of the general fund—state appropriation for fiscal
17 year 2022, and \$1,610,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the mathematics,
19 engineering, and science achievement program.

20 (6) \$1,500,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$1,500,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for operating a fabrication
23 composite wing incumbent worker training program to be housed at the
24 Washington aerospace training and research center.

25 (7) \$100,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$100,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for the aerospace center of
28 excellence currently hosted by Everett community college to:

29 (a) Increase statewide communications and outreach between
30 industry sectors, industry organizations, businesses, K-12 schools,
31 colleges, and universities;

32 (b) Enhance information technology to increase business and
33 student accessibility and use of the center's web site; and

34 (c) Act as the information entry point for prospective students
35 and job seekers regarding education, training, and employment in the
36 industry.

37 (8) (~~(\$20,759,000)~~) \$21,428,000 of the general fund—state
38 appropriation for fiscal year 2022 and (~~(\$21,154,000)~~) \$21,920,000 of
39 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 (9) Community and technical colleges are not required to send
4 mass mailings of course catalogs to residents of their districts.
5 Community and technical colleges shall consider lower cost
6 alternatives, such as mailing postcards or brochures that direct
7 individuals to online information and other ways of acquiring print
8 catalogs.

9 (10) The state board for community and technical colleges shall
10 not use funds appropriated in this section to support intercollegiate
11 athletics programs.

12 (11) \$157,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$157,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the Wenatchee Valley college
15 wildfire prevention program.

16 (12) \$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 the Puget Sound welcome back
19 center at Highline College to create a grant program for
20 internationally trained individuals seeking employment in the
21 behavioral health field in Washington state.

22 (13) \$750,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$750,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for increased enrollments in the
25 integrated basic education and skills training program. Funding will
26 support approximately 120 additional full-time equivalent enrollments
27 annually.

28 (14) (a) The state board must provide quality assurance reports on
29 the ctcLink project at the frequency directed by the office of chief
30 information officer for review and for posting on its information
31 technology project dashboard.

32 (b) The state board must develop a technology budget using a
33 method similar to the state capital budget, identifying project
34 costs, funding sources, and anticipated deliverables through each
35 stage of the investment and across fiscal periods and biennia from
36 project initiation to implementation. The budget must be updated at
37 the frequency directed by the office of chief information officer for
38 review and for posting on its information technology project
39 dashboard.

1 (c) The office of the chief information officer may suspend the
2 ctcLink project at any time if the office of the chief information
3 officer determines that the project is not meeting or is not expected
4 to meet anticipated performance measures, implementation timelines,
5 or budget estimates. Once suspension or termination occurs, the state
6 board shall not make additional expenditures on the ctcLink project
7 without approval of the chief information officer. The ctcLink
8 project funded through the community and technical college innovation
9 account created in RCW 28B.50.515 is subject to the conditions,
10 limitations, and review provided in section 701 of this act.

11 (15) \$216,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$216,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the opportunity center for
14 employment and education at North Seattle College.

15 (16) \$500,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$500,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for Highline College to
18 implement the Federal Way higher education initiative in partnership
19 with the city of Federal Way and the University of Washington Tacoma
20 campus.

21 (17) \$350,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$350,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for Peninsula College to
24 maintain the annual cohorts of the specified programs as follows:

- 25 (a) Medical assisting, 40 students;
- 26 (b) Nursing assistant, 60 students; and
- 27 (c) Registered nursing, 32 students.

28 (18) \$338,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$338,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for the Washington state labor
31 education and research center at South Seattle College.

32 (19) \$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 aerospace and advanced
35 manufacturing center of excellence hosted by Everett Community
36 College to develop a semiconductor and electronics manufacturing
37 branch in Vancouver.

38 (20) \$15,220,000 of the workforce education investment account—
39 state appropriation is provided solely for college operating costs,

1 including compensation and central services, in recognition that
2 these costs exceed estimated increases in undergraduate operating fee
3 revenue as a result of RCW 28B.15.067.

4 (21) \$15,220,000 of the workforce education investment account—
5 state appropriation is provided solely for employee compensation,
6 academic program enhancements, student support services, and other
7 institutional priorities that maintain a quality academic experience
8 for Washington students.

9 (22) \$1,500,000 of the general fund—state appropriation for
10 fiscal year 2022, \$1,500,000 of the general fund—state appropriation
11 for fiscal year 2023, and \$75,847,000 of the workforce education
12 investment account—state appropriation are provided solely for
13 statewide implementation of guided pathways at each of the state's
14 community and technical colleges or similar programs designed to
15 improve student success, including, but not limited to, academic
16 program redesign, student advising, and other student supports.

17 (23) \$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 2023 are provided solely for a reentry navigator position at
20 Olympic College to assist formerly incarcerated people gain
21 admittance into college. A report shall be submitted to the
22 legislature by December 1, 2022, on admittance rates on formerly
23 incarcerated individuals, effective methods of contact and engagement
24 of formerly incarcerated individuals, and how guided pathways can be
25 assisted with reentry navigator positions.

26 (24) \$40,800,000 of the workforce education investment account—
27 state appropriation is provided solely to continue to fund nurse
28 educator salaries.

29 (25) \$40,000,000 of the workforce education investment account—
30 state appropriation is provided to continue to fund high-demand
31 program faculty salaries, including but not limited to nurse
32 educators, other health-related professions, information technology,
33 computer science, and trades.

34 (26) \$8,000,000 of the workforce education investment account—
35 state appropriation is provided solely for the state board for
36 community and technical colleges to expand high-demand and career
37 launch enrollments, as provided under RCW 28C.30.020. Within the
38 amounts provided in this subsection (26):

1 (a) \$6,000,000 of the amounts in this subsection (26) are
2 provided for expansion of career launch enrollments, as provided
3 under RCW 28C.30.020.

4 (b) \$2,000,000 of the amounts in this subsection (26) are
5 provided for expansion of enrollments in high demand programs. These
6 programs include, but are not limited to, allied health, computer and
7 information science, manufacturing, and other fields identified by
8 the state board for community and technical colleges.

9 (c) The state board for community and technical colleges may
10 transfer amounts between (a) and (b) of this subsection (26) if
11 either program does not have sufficient demand to spend the allocated
12 funding. Any transfer must be approved by the state board for
13 community and technical colleges and the office of financial
14 management.

15 (27) \$750,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$750,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely to the state board for community
18 and technical colleges to support the completion of the English 101
19 curriculum review to remove barriers to student success. A report
20 should be submitted to the appropriate committees of the legislature
21 under RCW 43.01.036 by June 30, 2023, or upon the completion of the
22 English 101 review to report on lessons learned, best practices, and
23 recommendations for completion of additional curricula reviews.

24 (28) \$8,000,000 of the workforce education investment account—
25 state appropriation is provided solely for the emergency assistance
26 grant program in RCW 28B.50.295.

27 (29) \$10,000 of the general fund—state appropriation for fiscal
28 year 2022 is provided solely for the state board for community and
29 technical colleges to coordinate with the Washington student
30 achievement council task force as described in (~~section 612(6) of~~
31 ~~this act~~) section 609(6) of this act to provide the following running
32 start data for fiscal year 2019, fiscal year 2020, and fiscal year
33 2021, for each community and technical college:

34 (a) The total number of running start students served by
35 headcount and full-time equivalent;

36 (b) The total amount of running start revenue received through
37 apportionment as allocated with the running start rate by the office
38 of the superintendent of public instruction through local school
39 districts;

1 (c) Course completion rates for running start students;

2 (d) A list of courses by two-digit classification of
3 instructional program code and the number of running start students
4 in each course;

5 (e) A list of career and technical education area courses and the
6 number of running start students in each course;

7 (f) The number of students at each community or technical college
8 receiving complete fee waivers as required by RCW 28A.600.310(3)(a);
9 and

10 (g) The method used by each college to determine running start
11 fee waiver eligibility, including any policies adopted by the college
12 or its program.

13 (30) \$16,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$91,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for implementation of Second
16 Substitute House Bill No. 1044 (prison to postsecondary ed.). (~~If~~
17 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
18 ~~this subsection shall lapse.~~)

19 (31) \$516,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$516,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for implementation of Substitute
22 House Bill No. 1166 (college students pilot). (~~If the bill is not~~
23 ~~enacted by June 30, 2021, the amounts provided in this subsection~~
24 ~~shall lapse.~~)

25 (32) \$350,000 of the general fund—state appropriation for fiscal
26 year 2022 is provided solely for implementation of Engrossed
27 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~
28 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
29 ~~subsection shall lapse.~~)

30 (33) \$2,048,000 of the general fund—state appropriation for
31 fiscal year 2022 and \$1,119,000 of the general fund—state
32 appropriation for fiscal year 2023 are provided solely for
33 implementation of Engrossed Second Substitute Senate Bill No. 5227
34 (diversity, etc./higher education). (~~If the bill is not enacted by~~
35 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~)

36 (34) \$15,848,000 of the workforce education investment account—
37 state appropriation is provided solely for implementation of
38 Engrossed Second Substitute Senate Bill No. 5194 (equity and access

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

3 (35) (a) \$2,500,000 of the general fund—state
4 appropriation for fiscal year 2023 is provided solely for
5 grants to promote workforce development in trucking and trucking-
6 related supply chain industries and the school bus driving industry
7 by expanding the number of registered apprenticeships, pre-
8 apprenticeships, and trucking related training programs; and
9 providing support for registered apprenticeships or programs in
10 trucking and trucking-related supply chain industries and the school
11 bus driving industry.

12 (b) Grants awarded under this subsection may be used
13 for:

14 (i) Equipment upgrades or new equipment purchases for
15 training purposes;

16 (ii) New training spaces and locations to support
17 capacity needs and expansion of training to veterans and veteran
18 spouses, and underserved populations to include foster care and
19 homeless transition populations;

20 (iii) Curriculum development and instructor training
21 for driving, repair and service of technological advancements facing
22 the industries;

23 (iv) Tuition assistance for commercial vehicle driver
24 training, mechanical, and support functions that support the trucking
25 industry and the school bus driving industry; and

26 (v) Funding to increase capacity and availability of
27 child care options for shift work schedules.

28 (c) An entity is eligible to receive a grant if it is
29 a nonprofit, nongovernmental, or institution of primary or higher
30 education that provides training opportunities, including
31 apprenticeships, pre-apprenticeships, pre-employment training,
32 commercial vehicle driver training, vocational training related to
33 mechanical and support functions that support the trucking industry
34 or the school bus driving industry; or incumbent worker training to
35 prepare workers for the trucking and trucking-related supply chain
36 industries or the school bus driving industry. Preference will be
37 given to entities in compliance with government approved or
38 accredited programs. Reporting requirements, as determined by the
39 board, shall be required.

1 (d) The board may use up to 5 percent of funds for
2 administration of grants.

3 (36) \$8,000,000 of the workforce education investment
4 account—state appropriation is provided solely for grants for nursing
5 programs to purchase or upgrade simulation laboratory equipment.

6 (37) (a) \$7,018,000 of the workforce education
7 investment account—state appropriation is provided solely to expand
8 cybersecurity academic enrollments by 500 FTE students.

9 (b) The state board for community and technical
10 colleges must coordinate with the student achievement council as
11 provided in section 609(17) of this act to submit a progress report
12 on the new or expanded cybersecurity academic programs, including the
13 number of students enrolled.

14 (38) \$205,000 of the workforce education investment
15 account—state appropriation is provided solely to establish a center
16 for excellence in cybersecurity.

17 (39) \$2,000,000 of the general fund—state
18 appropriation for fiscal year 2022 and \$3,497,000 of the general fund
19 —state appropriation for fiscal year 2023 are provided solely for
20 legal services related to litigation by employees within the
21 community and technical college system challenging the denial of
22 retirement and sick leave benefits. The cases include *Wolf v. State*
23 and *SBCTC, Rush v. State and SBCTC* (retirement), and *Rush v. State*
24 and *SBCTC* (sick leave).

25 (40) \$7,000,000 of the general fund—state
26 appropriation for fiscal year 2023 and \$1,000,000 of the workforce
27 education investment account—state appropriation are provided solely
28 to expand the opportunity grant program to provide health care
29 workforce grants for students.

30 (41) \$2,720,000 of the general fund—state
31 appropriation for fiscal year 2023 is provided solely for each
32 community and technical college to contract with a community-based
33 organization to assist with financial aid access and support in
34 communities.

35 (42) In addition to the homeless student assistance
36 pilot program sites funded in subsection (31) of this section,
37 \$2,932,000 of the general fund—state appropriation for fiscal year
38 2023 is provided solely for the expansion of the program in RCW
39 28B.50.916 to all community colleges.

1 (43) \$1,728,000 of the workforce education investment
2 account—state appropriation is provided solely for the expansion of
3 existing programming to accommodate refugees and immigrants who have
4 arrived in Washington state on or after July 1, 2021, and are
5 eligible for federal refugee resettlement services, including those
6 from Afghanistan and Ukraine.

7 (44) \$4,146,000 of the general fund—state
8 appropriation for fiscal year 2023 is provided solely for institution
9 compensation costs in recognition that these costs exceed estimated
10 increases in undergraduate operating fee revenue.

11 (45)(a) \$3,760,000 of the general fund—state
12 appropriation for fiscal year 2023 is provided solely for nursing
13 education, to increase the number of nursing slots for academic year
14 2022-23 by at least 50 and build capacity for at least 200 new slots
15 in the 2023-2025 biennium, and to purchase two simulation vans.

16 (b) Of the amount provided in this subsection,
17 \$300,000 of the general fund—state appropriation for fiscal year 2023
18 is provided solely for community and technical colleges who enroll
19 new cohorts of at least 25 nursing students in the 2023 spring
20 academic quarter.

21 (c) The state board for community and technical
22 colleges must coordinate with the student achievement council as
23 provided in section 609(17) of this act to submit a progress report
24 on the new or expanded nursing academic programs, including the
25 number of students enrolled per program.

26 (46)(a) \$75,000 of the general fund—state
27 appropriation for fiscal year 2023 is provided solely for the state
28 board in collaboration with the dental industry to report on
29 strategies to support and transform the education and training of the
30 dental hygiene and dental assistant professions.

31 (b) The report shall include, but is not limited to,
32 recommendations on the following topics:

33 (i) Examining options to enhance workforce diversity;

34 (ii) Reducing barriers to entry; and

35 (iii) Proposing changes for education program
36 sustainability.

37 (c) The state board must solicit input and collaborate
38 on the report with a representative from a dental association, a
39 representative from a hygienist association, an expert in dental

1 hygiene education, a representative from the dental assistant
2 profession, and a representative from the dental benefits industry.

3 (d) The report must be submitted to the legislature
4 pursuant to RCW 43.01.036 by December 1, 2022.

5 (47) \$30,000 of the general fund—state appropriation
6 for fiscal year 2022 and \$243,000 of the general fund—state
7 appropriation for fiscal year 2023 are provided solely for Renton
8 Technical College to establish a pilot program to increase outreach
9 and participation in running start and adult education programs. A
10 report on participation rates and student engagement must be
11 submitted to the appropriate committees of the legislature pursuant
12 to RCW 43.01.036 by December 1, 2022.

13 (48) \$1,500,000 of the general fund—state
14 appropriation for fiscal year 2023 is provided solely for the
15 development of a climate solutions and climate justice curriculum.

16 (49) (a) \$80,000 of the general fund—state
17 appropriation for fiscal year 2023 is provided solely for a pilot
18 program to help students, including those enrolled in state
19 registered apprenticeship programs, connect with health care
20 coverage. The state board for community and technical colleges must
21 provide resources for up to two community or technical colleges, one
22 on the east side and one on the west side of the Cascade mountains,
23 to hire or train an employee to:

24 (i) Provide information to students and college staff
25 about available health insurance options;

26 (ii) Develop culturally relevant materials and conduct
27 outreach for historically marginalized and underserved student
28 populations to assist these populations in their knowledge of access
29 to low cost or free health insurance plans;

30 (iii) Provide ongoing technical assistance to students
31 about health insurance options or health insurance application
32 process; and

33 (iv) Provide technical assistance to students as a
34 health benefit exchange certified assister, to help students
35 understand, shop, apply, and enroll in health insurance through
36 Washington health planfinder.

37 (b) Participation in the exchange assister program is
38 contingent on fulfilling applicable contracting, security, and other
39 program requirements.

1	Appropriation.	((\$1,619,000))
2		<u>\$1,630,000</u>
3	University of Washington Building Account—State	
4	Appropriation.	\$1,546,000
5	Education Legacy Trust Account—State Appropriation	
6	((\$36,708,000))	
7		<u>\$37,020,000</u>
8	Economic Development Strategic Reserve Account—State	
9	Appropriation.	((\$3,094,000))
10		<u>\$3,101,000</u>
11	Biotoxin Account—State Appropriation. . .	((\$605,000))
12		<u>\$609,000</u>
13	Dedicated Marijuana Account—State Appropriation	
14	(FY 2022).	\$263,000
15	Dedicated Marijuana Account—State Appropriation	
16	(FY 2023).	((\$263,000))
17		<u>\$325,000</u>
18	Accident Account—State Appropriation. .	((\$7,874,000))
19		<u>\$7,988,000</u>
20	Medical Aid Account—State Appropriation	((\$7,468,000))
21		<u>\$7,564,000</u>
22	Workforce Education Investment Account—State	
23	Appropriation.	((\$49,853,000))
24		<u>\$52,333,000</u>
25	Geoduck Aquaculture Research Account—State	
26	Appropriation.	((\$15,000))
27		<u>\$22,000</u>
28	TOTAL APPROPRIATION.	((\$906,718,000))
29		<u>\$927,929,000</u>

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

32 (1) ((~~\$43,087,000~~)) \$44,474,000 of the general fund—state
33 appropriation for fiscal year 2022 and ((~~\$43,905,000~~)) \$45,497,000 of
34 the general fund—state appropriation for fiscal year 2023 are
35 provided solely for the implementation of the college affordability
36 program as set forth in RCW 28B.15.066.

37 (2) \$200,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$200,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for labor archives of

1 Washington. The university shall work in collaboration with the state
2 board for community and technical colleges.

3 (3) \$8,000,000 of the education legacy trust account—state
4 appropriation is provided solely for the family medicine residency
5 network at the university to maintain the number of residency slots
6 available in Washington.

7 (4) The university must continue work with the education research
8 and data center to demonstrate progress in computer science and
9 engineering enrollments. By September 1st of each year, the
10 university shall provide a report including but not limited to the
11 cost per student, student completion rates, and the number of low-
12 income students enrolled in each program, any process changes or
13 best-practices implemented by the university, and how many students
14 are enrolled in computer science and engineering programs above the
15 prior academic year.

16 (5) \$14,000,000 of the education legacy trust account—state
17 appropriation is provided solely for the expansion of degrees in the
18 department of computer science and engineering at the Seattle campus.

19 (6) \$3,062,000 of the economic development strategic reserve
20 account—state appropriation is provided solely to support the joint
21 center for aerospace innovation technology.

22 (7) The University of Washington shall not use funds appropriated
23 in this section to support intercollegiate athletics programs.

24 (8) \$7,345,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$7,345,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the continued operations and
27 expansion of the Washington, Wyoming, Alaska, Montana, Idaho medical
28 school program.

29 (9) \$2,625,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$2,625,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the institute for stem cell
32 and regenerative medicine. Funds appropriated in this subsection must
33 be dedicated to research utilizing pluripotent stem cells and related
34 research methods.

35 (10) \$500,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$500,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided to the University of Washington to
38 support youth and young adults experiencing homelessness in the
39 university district of Seattle. Funding is provided for the

1 university to work with community service providers and university
2 colleges and departments to plan for and implement a comprehensive
3 one-stop center with navigation services for homeless youth; the
4 university may contract with the department of commerce to expand
5 services that serve homeless youth in the university district.

6 (11) \$1,200,000 of the general fund—state appropriation for
7 fiscal year 2022 and \$1,800,000 of the general fund—state
8 appropriation for fiscal year 2023 are provided solely for the adult
9 psychiatry residency program at the University of Washington to offer
10 additional residency positions that are approved by the accreditation
11 council for graduate medical education.

12 (12) \$172,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$172,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for a University of Washington
15 study in the south Cascades to determine current wolf use and
16 density, and to gather baseline data to understand the effects of
17 wolf recolonization on predator-prey dynamics of species that
18 currently have established populations in the area.

19 (a) The study objectives shall include:

20 (i) Determination of whether wolves have started to recolonize a
21 5,000 square kilometer study area in the south Cascades of
22 Washington, and if so, an assessment of their distribution over the
23 landscape as well as their health and pregnancy rates;

24 (ii) Baseline data collection, if wolves have not yet established
25 pack territories in this portion of the state, that will allow for
26 the assessment of how the functional densities and diets of wolves
27 across the landscape will affect the densities and diets in the
28 following predators and prey: Coyote, cougar, black bear, bobcat, red
29 fox, wolverine, elk, white tailed deer, mule deer, moose, caribou,
30 and snowshoe hare;

31 (iii) Examination of whether the microbiome of each species
32 changes as wolves start to occupy suitable habitat; and

33 (iv) An assessment of the use of alternative wildlife monitoring
34 tools to cost-effectively monitor size of the wolf population over
35 the long-term.

36 (b) A report on the findings of the study shall be shared with
37 the Washington department of fish and wildlife.

38 (13)(a) \$20,000,000 of the general fund—state appropriation for
39 fiscal year 2022 and \$20,000,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely to support the
2 operations and teaching mission of the Harborview Medical Center and
3 the University of Washington Medical Center.

4 (b) By December 1, 2022, the University of Washington must report
5 to the appropriate committees of the legislature the impact of the
6 funding in (a) of this subsection on the fiscal position of
7 Harborview medical center and the University of Washington medical
8 center in the 2021-2023 fiscal biennium. To ensure transparency,
9 consistency, accuracy, and clarity, the report must:

10 (i) Follow generally accepted accounting principles;

11 (ii) Use generally accepted terms and define those terms;

12 (iii) Provide data on revenue and expenses, using standard
13 formats already in existence, such as comprehensive hospital abstract
14 reporting system (CHARS) data, and delineated by functional areas of
15 state government;

16 (iv) Incorporate wherever possible publicly available data, as a
17 public institution including, but not limited to, the following
18 sources:

19 (A) CHARS;

20 (B) Comprehensive annual financial reports; and

21 (C) The most recent independent auditor report, including
22 financial statements connected to the report; and

23 (v) Provide supporting documentation.

24 (14) \$1,000,000 of the general fund—state appropriation for
25 fiscal year 2022 and \$1,000,000 of the general fund—appropriation for
26 fiscal year 2023 are provided solely for the University of
27 Washington's psychiatry integrated care training program.

28 (15) \$426,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$640,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for child and adolescent
31 psychiatry residency positions that are approved by the accreditation
32 council for graduate medical education, as provided in RCW
33 28B.20.445.

34 (16) \$1,000,000 of the general fund—state appropriation for
35 fiscal year 2022 and \$1,000,000 of the general fund—state
36 appropriation for fiscal year 2023 are provided solely for the
37 University of Washington School of Dentistry to support its role as a
38 major oral health provider to individuals covered by medicaid and the
39 uninsured.

1 (17) \$200,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$200,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the pre-law pipeline and
4 social justice program at the University of Washington-Tacoma.

5 (18) \$226,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$226,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for the university's neurology
8 department to create a telemedicine program to disseminate dementia
9 care best practices to primary care practitioners using the project
10 ECHO model. The program shall provide a virtual connection for
11 providers and content experts and include didactics, case
12 conferences, and an emphasis on practice transformation and systems-
13 level issues that affect care delivery. The initial users of this
14 program shall include referral sources in health care systems and
15 clinics, such as the university's neighborhood clinics and Virginia
16 Mason Memorial in Yakima with a goal of adding 15 to 20 providers
17 from smaller clinics and practices per year.

18 (19) \$102,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$102,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the university's center for
21 international trade in forest products.

22 (20) \$625,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$625,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the Latino center for
25 health.

26 (21) \$500,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$500,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for a firearm policy research
29 program. The program will:

30 (a) Support investigations of firearm death and injury risk
31 factors;

32 (b) Evaluate the effectiveness of state firearm laws and
33 policies;

34 (c) Assess the consequences of firearm violence; and

35 (d) Develop strategies to reduce the toll of firearm violence to
36 citizens of the state.

37 (22) \$463,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$400,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the climate impacts group in
2 the college of the environment.

3 (23) \$225,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$75,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the climate impacts group in
6 the college of the environment to provide an updated climate impacts
7 risk assessment designed to inform future updates to the statewide
8 climate resilience strategy. The group must coordinate with the
9 office of the governor to refine the scope of assessment. The final
10 report and associated deliverables must be completed and submitted to
11 the governor and appropriate committees of the legislature by
12 December 15, 2022.

13 (24) \$300,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$300,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the college of education to
16 collaborate with teacher preparation programs and the office of the
17 superintendent of public instruction to develop open access climate
18 science educational curriculum for use in teacher preparation
19 programs.

20 (25) \$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 Harry Bridges center for
23 labor studies. The center shall work in collaboration with the state
24 board for community and technical colleges.

25 (26) \$21,461,000 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 (27) \$8,000,000 of the workforce education investment account—
31 state appropriation is provided solely for employee compensation,
32 academic program enhancements, student support services, and other
33 institutional priorities that maintain a quality academic experience
34 for Washington students.

35 (28) \$8,000,000 of the workforce education investment account—
36 state appropriation is provided solely to maintain degree production
37 in the college of engineering at the Seattle campus.

1 (29) \$1,000,000 of the workforce education investment account—
2 state appropriation is provided solely to maintain the Washington
3 state academic redshirt program.

4 (30) \$2,700,000 of the workforce education investment account—
5 state appropriation is provided solely to maintain degree capacity
6 and undergraduate enrollments in engineering, mathematics, and
7 science programs to support the biomedical innovation partnership
8 zone at the Bothell campus.

9 (31) \$3,268,000 of the workforce education investment account—
10 state appropriation is provided solely to maintain bachelor of
11 science programs in mechanical and civil engineering to support
12 increased student and local employer demand for graduates in these
13 fields at the Tacoma campus.

14 (32) \$150,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$150,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for Washington mathematics,
17 engineering, science achievement programs to provide enrichment
18 opportunities in mathematics, engineering, science, and technology to
19 students who are traditionally underrepresented in these programs.

20 (33) \$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 a community care coordinator
23 for transitional-age youth for the doorway project in partnership
24 with the Seattle campus.

25 (34) (~~(\$4,000,000)~~) \$6,000,000 of the workforce education
26 investment account—state appropriation is provided solely for the
27 expansion of the Paul G. Allen school of computer science and
28 engineering in order to award an additional 100 degrees per year
29 focusing on traditionally underrepresented students. A report on
30 degrees awarded must be submitted to the appropriate committees of
31 the legislature June 30, 2022, and June 30, 2023.

32 (35) \$45,000 of the general fund—state appropriation for fiscal
33 year 2022 is provided solely for the community immersion law
34 enforcement project at the Tacoma campus.

35 (36)(a) \$200,000 of the general fund—state appropriation for
36 fiscal year 2022 is provided solely for research to determine the use
37 and effectiveness of restorative justice, including for hate crime
38 victims and individuals who commit hate crimes. Researchers shall
39 engage in listening sessions with impacted communities, which must

1 include tribal governments and community-based organizations.
2 Researchers shall consult with judges, prosecutors, defense
3 attorneys, victim advocates, impacted communities, and community
4 based restorative justice agencies to inform whether restorative
5 justice would be an effective public policy option to:

6 (i) Provide healing support for individual hate crime victims and
7 their communities;

8 (ii) Provide accountability processes for individuals who commit
9 hate crimes;

10 (iii) Provide opportunities for individuals who commit hate
11 crimes to learn about the impact of their crimes and repair the
12 damage;

13 (iv) Repair interpersonal and communal relationships;

14 (v) Reduce hate crime offender recidivism; and

15 (vi) Determine if restorative justice could be equally available
16 to all victims and communities.

17 (b) The researcher shall provide a report to the relevant
18 committees of the legislature under RCW 43.01.036 by December 1,
19 2021. The report must include best practice recommendations for
20 establishing a restorative justice program and required data
21 collection to address hate crimes in Washington. The report shall
22 include how restorative justice recommendations can be implemented in
23 conjunction with the recommendations of the hate crime advisory
24 working group established in RCW 43.10.300.

25 (37) \$250,000 of the general fund—state appropriation for fiscal
26 year 2022 is provided solely for scholarships to students in the
27 applied child and adolescent psychology masters program. Priority
28 should be given to traditionally underrepresented students and those
29 students who are bilingual.

30 (38) \$200,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$200,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely to expand a series of online
33 courses related to behavioral health and student well-being that are
34 currently offered at the Bothell campus for school district staff.
35 The standards for the courses must be consistent with knowledge,
36 skill, and performance standards related to mental health and well-
37 being of public school students. The online courses must provide:

38 (a) Foundational knowledge in behavioral health, mental health,
39 and mental illness;

1 (b) Information on how to assess, intervene upon, and refer
2 behavioral health and intersection of behavioral health and substance
3 use issues; and

4 (c) Approaches to promote health and positively influence student
5 health behaviors.

6 (39) To ensure transparency and accountability, in the 2021-2023
7 fiscal biennium the University of Washington shall comply with any
8 and all financial and accountability audits by the Washington state
9 auditor including any and all audits of university services offered
10 to the general public, including those offered through any public-
11 private partnership, business venture, affiliation, or joint venture
12 with a public or private entity, except the government of the United
13 States. The university shall comply with all state auditor requests
14 for the university's financial and business information including the
15 university's governance and financial participation in these public-
16 private partnerships, business ventures, affiliations, or joint
17 ventures with a public or private entity. In any instance in which
18 the university declines to produce the information to the state
19 auditor, the university will provide the state auditor a brief
20 summary of the documents withheld and a citation of the legal or
21 contractual provision that prevents disclosure. The summaries must be
22 compiled into a report by the state auditor and provided on a
23 quarterly basis to the legislature.

24 (40) \$50,000 of the general fund—state appropriation for fiscal
25 year 2022 is provided solely for the department of environmental and
26 occupational health sciences to provide an air quality report. The
27 report will study the relationship between indoor and outdoor
28 ultrafine particle air quality at sites with vulnerable populations,
29 such as schools or locations underneath flight paths within 10 miles
30 of Sea-Tac airport. The report recommendations must include an item
31 addressing filtration systems at select locations with vulnerable
32 populations. The report shall be submitted to the house environment
33 and energy committee and the senate environment, energy and
34 technology committee by December 15, 2021.

35 (41) \$100,000 of the general fund—state appropriation for fiscal
36 year 2022 and (~~(\$100,000)~~) \$200,000 of the general fund—state
37 appropriation for fiscal year 2023 are provided solely for the Burke
38 museum of natural history and culture to make education programs
39 offered by the museum accessible to more students across Washington,

1 especially students in underserved schools and locations. The funding
2 shall be used for:

3 (a) Increasing the number of students who participate in Burke
4 education programs at reduced or no cost, including virtual programs;

5 (b) Providing bus reimbursement for students visiting the museum
6 on field trips and to support travel to bring museum programs across
7 the state; and

8 (c) Staff who will form partnerships with school districts to
9 serve statewide communities more efficiently and equitably, including
10 through the Burkemobile program.

11 (42)(a) \$100,000 of the general fund—state appropriation for
12 fiscal year 2022 is provided solely for the center for cannabis
13 research at the university to collaborate with the Washington State
14 University collaboration on cannabis policy, research, and outreach
15 to create frameworks for future studies. Each framework will include
16 the length of time to complete, research licenses necessary, cost,
17 literature review of national and international research, and a scope
18 of work to be completed. The following frameworks shall be compiled
19 in a report:

20 (i) Measuring and assessing impairment due to
21 (~~(marijuana)~~) cannabis use; and

22 (ii) Correlation between age of use, dosage of use, and
23 appearance of occurrence of cannabis induced psychosis.

24 (b) The report on the frameworks must be submitted to the
25 appropriate committees of the legislature by December 1, 2021.

26 (43) \$205,000 of the general fund—state appropriation for fiscal
27 year 2022 and (~~(\$205,000)~~) \$410,000 of the general fund—state
28 appropriation for fiscal year 2023 are provided solely for the
29 university's center for human rights. The appropriation must be used
30 to supplement, not supplant, other funding sources for the center for
31 human rights.

32 (44) \$143,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$143,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely to the University of Washington
35 for the establishment and operation of the state forensic
36 anthropologist. The university shall work in conjunction with and
37 provide the full funding directly to the King county medical
38 examiner's office to support the statewide work of the state forensic
39 anthropologist.

1 (45) \$450,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely to the University of Washington school
3 of medicine for the development of simulation training devices at the
4 Harborview medical center's paramedic training program.

5 (46) \$64,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$64,000 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 (47) \$557,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$443,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the creation of the center
14 for environmental forensic science.

15 (48) \$80,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$80,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for the college of education to
18 partner with school districts to continue the math improvement pilot
19 program.

20 (49) \$150,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$150,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for the university to conduct
23 monitoring and research related to Puget Sound kelp conservation and
24 recovery.

25 (50) \$20,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$10,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely to expand online tutorial and
28 link to web-based, continuing education funded by the centers for
29 disease control for training for the primary care health workforce
30 regarding the protocols for perinatal monitoring, birth-dose
31 immunization, early diagnosis, linkage to care, and treatment for
32 persons diagnosed with chronic hepatitis B or hepatitis using a
33 telehealth model operated by the University of Washington.

34 (a) Training shall:

35 (i) Focus on increased provider proficiency and increased number
36 of trained providers in areas with high rates of reported cases of
37 hepatitis B or hepatitis, including regions with high incidence of
38 drug use or upward trend of children who have not received hepatitis

1 B virus vaccinations according to centers for disease control
2 recommendations; and
3 (ii) Provide access to:
4 (A) University of Washington medicine specialists in infectious
5 diseases, hepatology, and addiction medicine;
6 (B) Brief updates on evidence-based strategies to diagnose,
7 treat, and manage acute and chronic hepatitis B, acute and chronic
8 hepatitis C, or coinfections;
9 (C) Continuing medical education credits per hour of
10 participation; and
11 (D) Phone consultation with specialists during nonscheduled time
12 for patients who experience complications.
13 (b) All digital and hardcopy training, educational, and outreach
14 materials for this program must be culturally relevant and
15 linguistically diverse.
16 (51)(a) \$108,000 of the general fund—state appropriation for
17 fiscal year 2022 and \$52,000 of the general fund—state appropriation
18 for fiscal year 2023 are provided solely for the University of
19 Washington Evans school of public policy and governance to conduct a
20 boater safety analysis, including, but not limited to, the following:
21 (i) The prevalence of boating fatalities and rescues in
22 Washington state;
23 (ii) A comparison of Washington's rates of fatalities and rescues
24 to other states; and
25 (iii) Recommendations of effective and collective ways to
26 increase boater safety in the state.
27 (b) The Evans school may convene stakeholders to analyze data and
28 make recommendations. By December 31, 2022, the Evans school must
29 submit a report of findings and recommendations to the appropriate
30 committees of the legislature.
31 (52) \$736,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided solely for implementation of Engrossed Second
33 Substitute House Bill No. 1272 (health system transparency). (~~If the~~
34 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
35 ~~subsection shall lapse.~~)
36 (53) \$159,000 of the general fund—state appropriation for fiscal
37 year 2022 is provided solely for implementation of Engrossed
38 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~

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

3 (54) \$125,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$125,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for implementation of Engrossed
6 Second Substitute House Bill No. 1335 (racial restrictions/review).
7 ~~((If the bill is not enacted by June 30, 2021, the amounts provided~~
8 ~~in this subsection shall lapse.))~~

9 (55) \$24,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$25,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for implementation of Engrossed
12 Substitute House Bill No. 1196 (audio-only telemedicine). ~~((If the~~
13 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
14 ~~subsection shall lapse.))~~

15 (56) \$69,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$69,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for implementation of Engrossed
18 Second Substitute Senate Bill No. 5194 (equity and access in higher
19 education). ~~((If the bill is not enacted by June 30, 2021, the~~
20 ~~amounts provided in this subsection shall lapse.))~~

21 (57) \$60,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$60,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for implementation of Engrossed
24 Second Substitute Senate Bill No. 5141 (environmental justice task
25 force recs). ~~((If the bill is not enacted by June 30, 2021, the~~
26 ~~amounts provided in this subsection shall lapse.))~~

27 (58) \$146,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$158,000 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 (59) \$422,000 of the general fund—state appropriation for fiscal
34 year 2022 is provided solely for implementation of chapter 6, Laws of
35 2021 (Engrossed Substitute Senate Bill No. 5272).

36 (60) The appropriations in this section include sufficient
37 funding for the implementation of chapter 96, Laws of 2021
38 (Substitute Senate Bill No. 5228).

1 (61) \$50,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$1,782,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for implementation of Engrossed
4 Second Substitute Senate Bill No. 5126 (climate commitment act). (~~If~~
5 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
6 ~~this subsection shall lapse.~~)

7 (62) \$125,000 of the general fund—state appropriation for fiscal
8 year 2022 and ~~((\$125,000))~~ \$225,000 of the general fund—state
9 appropriation for fiscal year 2023 are provided solely for an
10 increase in financial student assistance in public service oriented
11 graduate and professional degree programs, referred to as "fee-based"
12 programs, whose tuition for public service degrees is over
13 ~~((\$35,000))~~ \$18,000 per year. Programs shall create mechanisms to
14 prioritize assistance to traditionally underrepresented students,
15 specifically those who have expressed a commitment to service in the
16 physician assistant, community oriented public health, or social work
17 programs. The institution may offer financial assistance for students
18 that volunteer or work with public health agencies, including as
19 contact tracers.

20 (63) \$1,250,000 of the general fund—state
21 appropriation for fiscal year 2023 is provided solely for the
22 community-engagement test to facilitate clean energy transitions by
23 partnering with communities, utilities, and project developers.

24 (64) \$2,000,000 of the general fund—state
25 appropriation for fiscal year 2023 is provided solely for staffing
26 and operational expenditures related to the battery fabrication
27 testbed.

28 (65) \$621,000 of the general fund—state appropriation
29 for fiscal year 2023 is provided solely for maintenance and operation
30 costs for the Milgard hall at University of Washington—Tacoma.

31 (66) \$505,000 of the general fund—state appropriation
32 for fiscal year 2023 is provided solely for pharmacy behavioral
33 health. The University of Washington school of pharmacy/medicine
34 pharmacy services will hire two residency training positions and one
35 behavioral health faculty to create a residency program focused on
36 behavioral health.

37 (67) \$3,777,000 of the general fund—state
38 appropriation for fiscal year 2023 is provided solely for institution

1 compensation costs in recognition that these costs exceed estimated
2 increases in undergraduate operating fee revenue.

3 (68) \$225,000 of the general fund—state appropriation
4 for fiscal year 2023 is provided solely for the center for health
5 workforce studies to develop a program to track dental workforce
6 trends, needs, and enhancements to better serve the increasing
7 population and demand for access to adequate oral health care. The
8 center shall develop the program in consultation with dental
9 stakeholders, including, but not limited to, provider associations
10 and oral health philanthropic leaders. The workforce reporting
11 program is to be considered a public-private partnership. The
12 institutions may accept matching funds from interested stakeholders
13 to help facilitate and administer the workforce reporting program.
14 The program shall:

15 (a) Provide ongoing assessment of the supply and
16 distribution of, and demand for, the state's oral health workforce;

17 (b) Conduct studies to describe the demographic,
18 education, and practice characteristics of occupations engaged in
19 providing oral health care and to improve understanding of workplace
20 factors that influence workforce recruitment and retention; and

21 (c) Display and disseminate findings through a public
22 facing website dashboard, in a deidentified and aggregate format, and
23 through findings briefs accessible from the website, among other
24 methods of dissemination.

25 (69) \$300,000 of the general fund—state appropriation
26 for fiscal year 2023 is provided solely for the institution to
27 contract with a nonprofit organization to provide a report on the
28 community inventory to help align the Washington park arboretum
29 planning with the diverse needs and priorities of the community.

30 (70) \$1,242,000 of the general fund—state
31 appropriation for fiscal year 2023 is provided solely for an increase
32 in the number of nursing slots and graduates in the already
33 established accelerated bachelor of science in nursing program. Of
34 the amounts provided in this subsection, \$273,000 of the general fund
35 —state appropriation for fiscal year 2023 is provided solely for the
36 Tacoma school of nursing and healthcare leadership.

37 (71) \$100,000 of the general fund—state appropriation
38 for fiscal year 2023 is provided solely for the memory and brain

1 wellness center to support the statewide expansion of the dementia
2 friends program.

3 (72) \$500,000 of the general fund—state appropriation
4 for fiscal year 2023 is provided solely for a \$2,500 monthly stipend
5 to students during the 20-week training period of the business
6 certificate program at the Bothell campus established in partnership
7 with the MLK Gandhi empowerment initiative. The business certificate
8 program must consist of two cohorts of 20 students.

9 (73) \$455,000 of the general fund—state appropriation
10 for fiscal year 2023 is provided solely for the startup program
11 within the school of computer science and engineering.

12 (74) (a) \$400,000 of the general fund—state
13 appropriation for fiscal year 2023 is provided solely for the colab
14 for community and behavioral health policy to work in collaboration
15 with the Latino center for health and allies in healthier systems for
16 health & abundance in youth to convene a community coalition and
17 design team to develop recommendations for the expansion of
18 culturally responsive community mental health services focused on
19 children and adolescents in Washington. Community and lived
20 experience stakeholders, representing communities of color, must make
21 up over half of the team. The coalition's recommendations shall
22 address:

23 (i) Expansion of clinical training for a lived
24 experience workforce to provide culturally responsive and evidence-
25 informed mental health services focused on families, children, and
26 youth;

27 (ii) An implementation plan that allows for local
28 flexibility and local community input; and

29 (iii) An evaluation plan that will yield information
30 about the success in implementation statewide and the improved
31 experiences of those seeking mental health services.

32 (b) The coalition must report its findings and
33 recommendations to the appropriate committees of the legislature by
34 December 15, 2022.

35 (75) (a) \$89,000 of the general fund—state
36 appropriation for fiscal year 2023 is provided solely to establish a
37 data repository to assist the state and all political subdivisions
38 with evaluating whether and to what extent existing laws and
39 practices with respect to voting and elections are consistent with

1 public policy, implementing best practices in voting and elections,
2 and to investigate potential infringements upon the right to vote.

3 (b) The operation of the repository shall be the
4 responsibility of the director of the repository who shall be
5 employed by the University of Washington with doctoral level
6 expertise in demography, statistical analysis, and electoral systems.
7 The director shall be appointed by the governor. The director shall
8 appoint necessary staff to implement and maintain the repository.

9 (c) The repository shall maintain in electronic format
10 at least the following data and records, where available, for at
11 least the previous 12-year period:

12 (i) Estimates of the total population, voting age
13 population, and citizen voting age population by race, ethnicity, and
14 language-minority groups, broken down to the election district and
15 precinct level on a year-by-year basis for every political
16 subdivision in the state, based on data from the United States census
17 bureau, American community survey, or data of comparable quality
18 collected by a public office;

19 (ii) Election results at the precinct level for every
20 statewide election and every election in every political subdivision;

21 (iii) Regularly updated voter registration lists,
22 voter history files, voting center locations, ballot drop box
23 locations, and student engagement hub locations for every election in
24 every political subdivision;

25 (iv) Contemporaneous maps, descriptions of boundaries,
26 and shapefiles for election districts and precincts;

27 (v) Ballot rejection lists, curing lists, and
28 reasoning for ballot rejection for every election in every political
29 subdivision;

30 (vi) Apportionment plans for every election in every
31 political subdivision; and

32 (vii) Any other data that the director deems
33 advisable.

34 (d) The director shall update the data in the
35 repository no later than 30 business days after certification of each
36 election as required by RCW 29A.60.190 or 29A.60.250.

37 (e) Except for any data, information, or estimates
38 that identifies individual voters, the data, information, and
39 estimates maintained by the repository shall be posted online and
40 made available to the public at no cost.

1 (f) The repository shall prepare any estimates made
2 pursuant to this section by applying the most advanced, peer-
3 reviewed, and validated methodologies.

4 (g) On or before January 1, 2023, the repository shall
5 publish on its website and transmit to the state for dissemination to
6 county auditors secretary of a list of political subdivisions
7 required pursuant to section 203 of the federal voting rights act to
8 provide assistance to members of language-minority groups and each
9 language in which those political subdivisions are required to
10 provide assistance. Each county auditor shall transmit the list
11 described herein to all political subdivisions within their
12 jurisdiction.

13 (h) Upon the certification of election results and the
14 completion of the voter history file after each election, the
15 secretary of state shall transmit copies of:

16 (i) Election results at the election district level;

17 (ii) Contemporaneous voter registration lists;

18 (iii) Voter history files;

19 (iv) Maps, descriptions, and shapefiles for election
20 districts; and

21 (v) Lists of voting centers and student engagement
22 hubs.

23 (i) Staff at the repository may provide nonpartisan
24 technical assistance to political subdivisions, scholars, and the
25 general public seeking to use the resources of the repository.

26 (76) \$122,000 of the general fund—state appropriation
27 for fiscal year 2023 is provided solely for sexual assault nurse
28 examiner training.

29 (77) Within the amounts appropriated in this section,
30 the University of Washington must explore pathways for providing
31 direct admissions to the nursing programs at the Seattle campus. By
32 December 1, 2022, the university must report pursuant to RCW
33 43.01.036 to the appropriate committees of the legislature
34 recommendations for direct admissions, including a timeline for
35 implementation and estimated costs.

36 (78) \$232,000 of the general fund—state appropriation
37 for fiscal year 2023 is provided solely for the center for
38 environmental forensic science for the procurement of an AccuTOF DART
39 mass spectrometry system to perform rapid forensic wood
40 identification to combat illegal logging and associated trade.

1 (79) \$167,000 of the general fund—state appropriation
2 for fiscal year 2023 is provided solely to the center for an informed
3 public for research to identify new technologies and strategies to
4 resist strategic misinformation in collaboration with Finnish higher
5 education institutions and organizations. By June 30, 2023, the
6 center must submit a report pursuant to RCW 43.01.036 to the
7 appropriate committees of the legislature on the use of funds, key
8 metrics and deliverables, and recommendations for further
9 opportunities for collaboration.

10 (80) \$18,000 of the general fund—state appropriation
11 for fiscal year 2023 is provided solely for Engrossed Second
12 Substitute Senate Bill No. 5764 (apprenticeships and higher ed). If
13 the bill is not enacted by June 30, 2022, the amount provided in this
14 subsection shall lapse.

15 (81) \$277,000 of the general fund—state appropriation
16 for fiscal year 2023 is provided solely for Substitute Senate Bill
17 No. 5644 (behavior health co-response). If the bill is not enacted by
18 June 30, 2022, the amount provided in this subsection shall lapse.

19 (82) \$15,000 of the general fund—state appropriation
20 for fiscal year 2023 is provided solely for Engrossed Substitute
21 Senate Bill No. 5874 (military student residency). If the bill is not
22 enacted by June 30, 2022, the amount provided in this subsection
23 shall lapse.

24 (83) \$102,000 of the general fund—state appropriation
25 for fiscal year 2023 is provided solely for the university to
26 collaborate with the department of health and the health care
27 authority to develop a licensure and regulatory program for
28 behavioral health support specialists consistent with the provisions
29 in Engrossed Second Substitute Senate Bill No. 5884 (behavioral
30 health support).

31 (84) \$121,000 of the general fund—state appropriation
32 for fiscal year 2023 is provided solely for implementation of Second
33 Substitute House Bill No. 1751 (hazing prevention). If the bill is
34 not enacted by June 30, 2022, the amount provided in this subsection
35 shall lapse.

36 (85) \$16,000 of the general fund—state appropriation
37 for fiscal year 2023 is provided solely for implementation of
38 Engrossed Second Substitute House Bill No. 1181 (veterans & military

1 suicide). If the bill is not enacted by June 30, 2022, the amount
2 provided in this subsection shall lapse.

3 (86) (a) \$200,000 of the general fund—state
4 appropriation for fiscal year 2023 is provided solely to the
5 institution to conduct a study, in consultation with the department
6 of health and with approval from the Washington state institutional
7 review board, of the ability of Washington residents to make use of
8 the rights established in chapter 70.245 RCW to achieve full access
9 to the Washington death with dignity act. The institution and
10 department shall enter into a signed data sharing agreement for the
11 purpose of the study. Pursuant to RCW 42.56.070, 42.56.360, and
12 70.245.150, the data sharing agreement must specify that data shared
13 or obtained in the course of this study are not subject to public
14 disclosure. The study shall review the extent to which there are
15 barriers to achieving full access to the Washington death with
16 dignity act.

17 (b) The department shall provide to the institution
18 the data requested on deaths of all Washington residents and legal
19 next of kin by August 1, 2022.

20 (c) By December 1, 2022, the institution shall report
21 its findings to the governor and appropriate committees of the
22 legislature under RCW 43.01.036. Pursuant to RCW 42.56.070,
23 42.56.360, and 70.245.150, the report must protect the
24 confidentiality of the subjects of any data that it receives while
25 conducting its research, including the names of any patients and
26 health care providers.

27 **Sec. 604 .**

28 2021 c 334 s 607 (uncodified) is amended to read as follows:

29 **FOR WASHINGTON STATE UNIVERSITY**

30 General Fund—State Appropriation (FY 2022)

31 (~~(\$245,660,000)~~)

32 \$246,492,000

33 General Fund—State Appropriation (FY 2023)

34 (~~(\$251,842,000)~~)

35 \$264,669,000

36 General Fund—Federal Appropriation. \$500,000

37 Washington State University Building Account—State

38 Appropriation. \$792,000

1	Education Legacy Trust Account—State Appropriation. . . .	\$33,995,000
2	Model Toxics Control Operating Account—State	
3	Appropriation.	\$2,076,000
4	Dedicated Marijuana Account—State Appropriation	
5	(FY 2022).	\$138,000
6	Dedicated Marijuana Account—State Appropriation	
7	(FY 2023).	(\$138,000)
8		<u>\$175,000</u>
9	Workforce Education Investment Account—State	
10	Appropriation.	(\$29,680,000)
11		<u>\$31,736,000</u>
12	Waste Reduction, Recycling, and Litter Control	
13	Account—State Appropriation.	\$331,000
14	TOTAL APPROPRIATION.	(\$565,152,000)
15		<u>\$580,904,000</u>

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

18 (1) \$90,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$90,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for a rural economic development
21 and outreach coordinator.

22 (2) The university must continue work with the education research
23 and data center to demonstrate progress in computer science and
24 engineering enrollments. By September 1st of each year, the
25 university shall provide a report including but not limited to the
26 cost per student, student completion rates, and the number of low-
27 income students enrolled in each program, any process changes or
28 best-practices implemented by the university, and how many students
29 are enrolled in computer science and engineering programs above the
30 prior academic year.

31 (3) \$500,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$500,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for state match requirements
34 related to the federal aviation administration grant.

35 (4) Washington State University shall not use funds appropriated
36 in this section to support intercollegiate athletic programs.

37 (5) \$7,000,000 of the general fund—state appropriation for fiscal
38 year 2022, \$7,000,000 of the general fund—state appropriation for
39 fiscal year 2023, and \$22,800,000 of the workforce education

1 investment account—state appropriation are provided solely for the
2 continued development and operations of a medical school program in
3 Spokane.

4 (6) \$135,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$135,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for a honey bee biology research
7 position.

8 (7) (~~(\$30,628,000)~~) \$31,614,000 of the general fund—state
9 appropriation for fiscal year 2022 and (~~(\$31,210,000)~~) \$32,341,000 of
10 the general fund—state appropriation for fiscal year 2023 are
11 provided solely for the implementation of the college affordability
12 program as set forth in RCW 28B.15.066.

13 (8) \$580,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$580,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the development of an
16 organic agriculture systems degree program located at the university
17 center in Everett.

18 (9) \$630,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$630,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the creation of an
21 electrical engineering program located in Bremerton. At full
22 implementation, the university is expected to increase degree
23 production by 25 new bachelor's degrees per year. The university must
24 identify these students separately when providing data to the
25 education research data center as required in subsection (2) of this
26 section.

27 (10) \$1,370,000 of the general fund—state appropriation for
28 fiscal year 2022 and \$1,370,000 of the general fund—state
29 appropriation for fiscal year 2023 are provided solely for the
30 creation of software engineering and data analytic programs at the
31 university center in Everett. At full implementation, the university
32 is expected to enroll 50 students per academic year. The university
33 must identify these students separately when providing data to the
34 education research data center as required in subsection (2) of this
35 section.

36 (11) General fund—state appropriations in this section are
37 reduced to reflect a reduction in state-supported tuition waivers for
38 graduate students. When reducing tuition waivers, the university will

1 not change its practices and procedures for providing eligible
2 veterans with tuition waivers.

3 (12) \$1,154,000 of the general fund—state appropriation for
4 fiscal year 2022 and \$1,154,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for
6 implementation of chapter 36, Laws of 2017 3rd sp. sess. (renewable
7 energy, tax incentives).

8 (13) \$376,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$376,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for chapter 202, Laws of 2017
11 (E2SHB 1713) (children's mental health).

12 (14) \$585,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$585,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for implementation of chapter
15 159, Laws of 2017 (2SSB 5474) (elk hoof disease).

16 (15)(a) \$500,000 of the general fund—state appropriation for
17 fiscal year 2022 and \$500,000 of the general fund—state appropriation
18 for fiscal year 2023 are provided solely for the joint center for
19 deployment and research in earth abundant materials.

20 (b) By December 1, 2021, the joint center for deployment and
21 research in earth abundant materials must report to the appropriate
22 committees of the legislature on the center's research grant program,
23 including but not limited to the following:

24 (i) The annual amount of funding available for the grant program,
25 including any private or foundation dollars;

26 (ii) The average award amount per project;

27 (iii) The educational impact of funded projects on high schools
28 and community and technical colleges; and

29 (iv) The impact of project findings on technologies in Washington
30 using earth-abundant materials.

31 (16) \$2,076,000 of the model toxics control operating account—
32 state appropriation is provided solely for the university's soil
33 health initiative and its network of long-term agroecological
34 research and extension (LTARE) sites. The network must include a
35 Mount Vernon REC site.

36 (17) \$6,880,000 of the workforce education investment account—
37 state appropriation is provided solely for institution operating
38 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 (18) \$20,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$20,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the office of clean
6 technology to convene a sustainable aviation biofuels work group to
7 further the development of sustainable aviation fuel as a productive
8 industry in Washington. The work group must include members from the
9 legislature and sectors involved in sustainable aviation biofuels
10 research, development, production, and utilization. The work group
11 must provide a report including any pertinent recommendations to the
12 governor and appropriate committees of the legislature by December 1,
13 2022.

14 (19) \$500,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for Washington State University's energy
16 program to launch a least-conflict priority solar siting pilot
17 project in the Columbia basin of eastern and central Washington. This
18 program shall engage all relevant stakeholders to identify priority
19 areas where there is the least amount of potential conflict in the
20 siting of utility scale PV solar and to develop a map highlighting
21 these areas. The program shall also compile the latest information on
22 opportunities for dual-use and colocation of PV solar with other land
23 values. The appropriation is the maximum amount the department may
24 expend for this purpose.

25 (20) \$42,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$42,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for one full-time mental health
28 counselor licensed under chapter 18.225 RCW who has experience and
29 training specifically related to working with active members of the
30 military or military veterans.

31 (21) \$175,000 of the general fund—state appropriation for fiscal
32 year 2022 (~~is~~) and \$215,000 of the general fund—state appropriation
33 for fiscal year 2023 are provided solely for the William D.
34 Ruckelshaus center to partner with the Washington State University
35 for the continued work of the Washington state criminal sentencing
36 task force established in (~~section 1002 of this act~~) section 944 of
37 this act.

38 (22) (a) \$85,000 of the general fund—state appropriation for
39 fiscal year 2022 is provided solely for the William D.

1 Ruckelshaus center to conduct a situation assessment to gauge the
2 prospects for a collaborative approach to integration of leadership,
3 aligning roles and responsibilities, and increasing efficiency and
4 responsiveness of the state's K-12 education governance structure.
5 The assessment must:

6 (i) Identify issues, challenges, and opportunities related to
7 administration and governance of K-12 education in Washington state;

8 (ii) Consist of interviews with representatives of state-funded
9 K-12 education agencies, boards, commissions, and other relevant
10 entities identified by the center;

11 (iii) Explore potential opportunities for the integration,
12 alignment, and/or consolidation of roles and responsibilities of
13 entities; and

14 (iv) Identify key areas of focus.

15 (b) The center must report the assessment's findings and
16 recommendations to the education committees of the legislature by
17 March 31, 2022, with a preliminary report by February 1, 2022, as to
18 whether circumstances support the convening and facilitation of a
19 collaborative work group.

20 (23)(a) \$331,000 of the waste reduction, recycling, and litter
21 control account—state appropriation is provided solely for the
22 university to conduct an organic waste study to:

23 (i) Assess local and state government compost usage in projects
24 and buy-back programs under RCW 43.19A.120 and 43.19A.130 including
25 but not limited to participation, effectiveness, and amount and types
26 of usage of compost; and

27 (ii) Develop a model to estimate carbon sequestration from
28 organic waste-derived soil amendment application to soil, and
29 identify technologies, methods, and potential funding for carbon
30 sequestration from Washington's organic wastes including but not
31 limited to the potential inclusion of these materials in carbon
32 markets and trading.

33 (b) The university must submit a report on the assessment's
34 findings and model development to the appropriate committees of the
35 legislature by December 31, 2022.

36 (24) \$500,000 of the general fund—federal appropriation (CRRSA)
37 is provided solely to support farm stress programs in response to the
38 COVID-19 pandemic, as authorized in section 766, division N,
39 consolidated appropriations act, 2021, P.L. 116-260.

1 (25) \$200,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$200,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for implementation of Engrossed
4 Third Substitute House Bill No. 1091 (transportation fuel/carbon).
5 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
6 in this subsection shall lapse.))~~

7 (26) \$86,000 of the general fund—state appropriation for fiscal
8 year 2022 is provided solely for implementation of Engrossed
9 Substitute House Bill No. 1273 (menstrual products/schools). ~~((If the
10 bill is not enacted by June 30, 2021, the amounts provided in this
11 subsection shall lapse.))~~

12 (27) \$101,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$101,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for implementation of Engrossed
15 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
16 education). ~~((If the bill is not enacted by June 30, 2021, the
17 amounts provided in this subsection shall lapse.))~~

18 (28) \$281,000 of the general fund—state appropriation for fiscal
19 year 2022 is provided solely for implementation of chapter 6, Laws of
20 2021 (Engrossed Substitute Senate Bill No. 5272).

21 (29) The appropriations in this section include sufficient
22 funding for the implementation of chapter 96, Laws of 2021
23 (Substitute Senate Bill No. 5228).

24 (30) \$224,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$221,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for implementation of Second
27 Substitute Senate Bill No. 5253 (pollinator health). ~~((If the bill is
28 not enacted by June 30, 2021, the amounts provided in this subsection
29 shall lapse.))~~

30 (31) \$1,718,000 of the general fund—state appropriation for
31 fiscal year 2023 is provided solely for implementation of Engrossed
32 Second Substitute Senate Bill No. 5126 (climate commitment act). ~~((If
33 the bill is not enacted by June 30, 2021, the amount provided in this
34 subsection shall lapse.))~~

35 (32) \$412,000 from the institutions of higher education—grant and
36 contracts account is provided solely for implementation of Substitute
37 Senate Bill No. 5317 (pesticide registration). ~~((If the bill is not
38 enacted by June 30, 2021, the amount provided in this subsection
39 shall lapse.))~~

1 (33) \$33,000 of the general fund—state appropriation
2 for fiscal year 2023 is provided solely for compensation funding for
3 Western Washington University employees that work on the Washington
4 State University Everett campus.

5 (34) \$341,000 of the general fund—state appropriation
6 for fiscal year 2023 is provided solely for pharmacy behavioral
7 health. Washington State University college of pharmacy and
8 pharmaceutical sciences will hire two residency training positions
9 and one behavioral health faculty to create a residency program
10 focused on behavioral health.

11 (35) \$1,337,000 of the general fund—state
12 appropriation for fiscal year 2023 is provided solely for institution
13 compensation costs in recognition that these costs exceed estimated
14 increases in undergraduate operating fee revenue.

15 (36) \$500,000 of the general fund—state appropriation
16 for fiscal year 2023 is provided solely for the Washington state
17 commission on pesticide registration to fund research to develop
18 alternatives for growers currently using organophosphate pesticides.

19 (37) \$250,000 of the general fund—state appropriation
20 for fiscal year 2023 is provided solely for residential energy code
21 education and support, including training, hotline support to the
22 building industry, and informational material and web resources. The
23 energy program shall engage stakeholders in a discussion of overall
24 enforcement support and work to identify workforce development needs
25 and opportunities.

26 (38) \$750,000 of the general fund—state appropriation
27 for fiscal year 2023 is provided solely for the Washington state
28 academy of sciences to provide support for core operations and to
29 accomplish its mission of providing science in the service of
30 Washington, pursuant to its memorandum of understanding with the
31 university.

32 (39) (a) \$175,000 of the general fund—state
33 appropriation for fiscal year 2023 is provided solely for the
34 Washington state academy of sciences for a review of department of
35 fish and wildlife fishery-related mortality estimates for wild
36 salmonid stocks from conventional and alternative commercial fishing
37 gears authorized for use within lower Columbia river nontribal salmon
38 fisheries, specifically gill net, tangle net, beach seine, purse

1 seine, and pound net, and the ability of each fishing gear to
2 selectively harvest hatchery-reared salmon.

3 (b) The review must:

4 (i) Determine the extent to which wild salmonid stocks
5 are harvested in a gear-specific fishery, including a review of
6 current stock composition estimates;

7 (ii) Identify and synthesize stock-specific data and
8 peer-reviewed scientific literature that exists for immediate and
9 long-term post-release mortality rates and annual wild salmonid stock
10 encounters for each gear within specific fishing seasons in the lower
11 Columbia river; and

12 (iii) Determine the origins and scientific bases of
13 stock-specific bycatch mortality rate estimates currently used by the
14 department of fish and wildlife for management of endangered species
15 act listed fish stocks impacted by each nontribal commercial fishing
16 gear and evaluate the precision and accuracy of these estimates
17 relative to the data and peer-reviewed scientific literature that
18 exists.

19 (c) By June 30, 2023, the Washington academy of
20 sciences must submit a report to the appropriate committees of the
21 legislature pursuant to RCW 43.01.036 of its findings and
22 recommendations related to gear-specific data gaps and the need to
23 potentially reassess approved bycatch mortality and encounter rates
24 used by the department of fish and wildlife for fishery management.
25 It is intended that the report will inform development of an
26 investment plan and management strategy to continue the transition of
27 lower Columbia river nontribal commercial fisheries toward science-
28 based selective fishing regimes that create the least harm to wild
29 salmonids and are most beneficial to Columbia river basin salmon
30 recovery efforts.

31 (40) \$188,000 of the general fund—state appropriation
32 for fiscal year 2023 is provided solely for stormwater research to
33 study the long-term efficacy of green stormwater infrastructure that
34 incorporates compost to remove pollutants.

35 (41) \$2,056,000 of the workforce education investment
36 account—state appropriation is provided solely to establish a
37 bachelor's degree in cybersecurity operations.

38 (42) \$80,000 of the general fund—state appropriation
39 for fiscal year 2023 is provided solely for implementation of

1 Engrossed Second Substitute Senate Bill No. 5764 (apprenticeships and
2 higher ed). If the bill is not enacted by June 30, 2022, the amount
3 provided in this subsection shall lapse.

4 (43) \$135,000 of the general fund—state appropriation
5 for fiscal year 2023 is provided solely for implementation of
6 Substitute House Bill No. 1814 (community solar projects). If the
7 bill is not enacted by June 30, 2022, the amount provided in this
8 subsection shall lapse.

9 (44) \$121,000 of the general fund—state appropriation
10 for fiscal year 2023 is provided solely for implementation of Second
11 Substitute House Bill No. 1751 (hazing prevention). If the bill is
12 not enacted by June 30, 2022, the amount provided in this subsection
13 shall lapse.

14 (45) \$122,000 of the general fund—state appropriation
15 for fiscal year 2023 is provided solely for implementation of House
16 Bill No. 1622 (sex. assault nurse education). If the bill is not
17 enacted by June 30, 2022, the amount provided in this subsection
18 shall lapse.

19 (46) \$500,000 of the general fund
20 — state appropriation for fiscal year 2023 is
21 provided solely for Washington State University to partner with a
22 nonprofit entity based in Olympia that focuses on sustainable
23 infrastructure solutions to develop recommendations for increasing
24 the economic value and sustainability of Washington's agricultural
25 sector through the use of industrial symbiosis principles, to connect
26 agriculture producers and processors with partners to achieve
27 synergies through systems-based resource sharing resulting in
28 economic benefits and value creation for all participants, through
29 sustainable resource recovery and optimization of energy, water, and
30 organic waste streams. By June 30, 2023, the Washington State
31 University must report recommendations to the appropriate committees
32 of the legislature pursuant to RCW 43.01.036.

33 **Sec.**

605

34 2021 c 334 s 608 (uncodified) is amended to read as follows:

35 **FOR EASTERN WASHINGTON UNIVERSITY**

36 General Fund—State Appropriation (FY 2022)

37 ((\$58,079,000))

38 \$58,296,000

1	General Fund—State Appropriation (FY 2023)	
2	((\$59,057,000))	
3		<u>\$61,496,000</u>
4	Education Legacy Trust Account—State Appropriation. . . .	\$16,838,000
5	Workforce Education Investment Account—State	
6	Appropriation.	((\$5,210,000))
7		<u>\$15,244,000</u>
8	TOTAL APPROPRIATION.	((\$139,184,000))
9		<u>\$151,874,000</u>

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

12 (1) At least \$200,000 of the general fund—state appropriation for
13 fiscal year 2022 and at least \$200,000 of the general fund—state
14 appropriation for fiscal year 2023 must be expended on the Northwest
15 autism center.

16 (2) The university must continue work with the education research
17 and data center to demonstrate progress in computer science and
18 engineering enrollments. By September 1st of each year, the
19 university shall provide a report including but not limited to the
20 cost per student, student completion rates, and the number of low-
21 income students enrolled in each program, any process changes or
22 best-practices implemented by the university, and how many students
23 are enrolled in computer science and engineering programs above the
24 prior academic year.

25 (3) Eastern Washington University shall not use funds
26 appropriated in this section to support intercollegiate athletics
27 programs.

28 (4) (~~(\$11,002,000)~~) \$11,356,000 of the general fund—state
29 appropriation for fiscal year 2022 and (~~(\$11,211,000)~~) \$11,617,000 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 (5) Within amounts appropriated in this section, the university
34 is encouraged to increase the number of tenure-track positions
35 created and hired.

36 (6) \$56,000 of the general fund—state appropriation for fiscal
37 year (~~2022~~) 2023 is provided solely for a comprehensive analysis of
38 the deep lake watershed involving land owners, ranchers, lake owners,

1 one or more conservation districts, the department of ecology, and
2 the department of natural resources.

3 (7) \$2,274,000 of the workforce education investment account—
4 state appropriation is provided solely for institution operating
5 costs, including compensation and central services, in recognition
6 that these costs exceed estimated increases in undergraduate
7 operating fee revenue as a result of RCW 28B.15.067.

8 (8) \$2,636,000 of the workforce education investment account—
9 state appropriation is provided solely to maintain a computer
10 engineering degree program in the college of science, technology,
11 engineering, and math.

12 (9) \$45,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$45,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for one full-time mental health
15 counselor licensed under chapter 18.225 RCW who has experience and
16 training specifically related to working with active members of the
17 military or military veterans.

18 (10) \$300,000 of the workforce education investment account—state
19 appropriation is provided solely to establish a center for inclusive
20 excellence for faculty and staff.

21 (11) \$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 increasing dual credit
24 options, to address issues of equity in higher education access.

25 (12) \$110,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$110,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for a new summer bridge program.

28 (13) \$27,000 of the general fund—state appropriation for fiscal
29 year 2022 is provided solely for implementation of Engrossed
30 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the
31 bill is not enacted by June 30, 2021, the amounts provided in this
32 subsection shall lapse.~~)

33 (14) \$125,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$125,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for implementation of Engrossed
36 Second Substitute House Bill No. 1335 (racial restrictions/review).
37 (~~If the bill is not enacted by June 30, 2021, the amounts provided
38 in this subsection shall lapse.~~)

1 (15) \$121,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$121,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for implementation of Engrossed
4 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
5 education). ~~((If the bill is not enacted by June 30, 2021, the
6 amounts provided in this subsection shall lapse.))~~

7 (16) \$548,000 of the workforce education investment
8 account—state appropriation is provided solely for a professional
9 masters of science cyber operations degree option.

10 (17) \$2,262,000 of the workforce education investment
11 account—state appropriation is provided solely to establish a
12 bachelor of science in cybersecurity degree option through the
13 computer science program.

14 (18) \$1,054,000 of the workforce education investment
15 account—state appropriation is provided solely for the implementation
16 of a coordinated care network that will help to maximize the
17 collaboration of various student support services to create
18 wraparound care for students to address obstacles to degree
19 completion. The amount provided in this subsection must be used to
20 supplement, not supplant, other funding sources for the program.

21 (19) \$262,000 of the general fund—state appropriation
22 for fiscal year 2023 is provided solely for institution compensation
23 costs in recognition that these costs exceed estimated increases in
24 undergraduate operating fee revenue.

25 (20) \$6,170,000 of the workforce education investment
26 account—state appropriation is provided solely to establish a
27 bachelor of science in nursing program.

28 (21) \$68,000 of the general fund—state appropriation
29 for fiscal year 2023 is provided solely for implementation of
30 Engrossed Second Substitute Senate Bill No. 5764 (apprenticeships and
31 higher ed). If the bill is not enacted by June 30, 2022, the amount
32 provided in this subsection shall lapse.

33 (22) \$43,000 of the general fund—state appropriation
34 for fiscal year 2023 is provided solely for implementation of Second
35 Substitute House Bill No. 1751 (hazing prevention). If the bill is
36 not enacted by June 30, 2022, the amount provided in this subsection
37 shall lapse.

2021 c 334 s 609 (uncodified) is amended to read as follows:

FOR CENTRAL WASHINGTON UNIVERSITY

General Fund—State Appropriation (FY 2022)	
((\$59,896,000))	
	<u>\$60,220,000</u>
General Fund—State Appropriation (FY 2023)	
((\$61,151,000))	
	<u>\$64,057,000</u>
Central Washington University Capital Projects	
Account—State Appropriation.	\$76,000
Education Legacy Trust Account—State Appropriation.	\$19,076,000
Workforce Education Investment Account—State	
Appropriation.	((\$4,022,000))
	<u>\$5,071,000</u>
TOTAL APPROPRIATION.	((\$144,221,000))
	<u>\$148,500,000</u>

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

(1) The university must continue work with the education research and data center to demonstrate progress in 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 engineering programs above the prior academic year.

(2) Central Washington University shall not use funds appropriated in this section to support intercollegiate athletics programs.

(3) (~~(\$12,401,000)~~) \$12,800,000 of the general fund—state appropriation for fiscal year 2022 and (~~(\$12,636,000)~~) \$13,094,000 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.

(4) Within amounts appropriated in this section, the university is encouraged to increase the number of tenure-track positions created and hired.

1 (5) \$2,236,000 of the workforce education investment account—
2 state appropriation is provided solely for institution operating
3 costs, including compensation and central services, in recognition
4 that these costs exceed estimated increases in undergraduate
5 operating fee revenue as a result of RCW 28B.15.067.

6 (6) \$1,050,000 of the workforce education investment account—
7 state appropriation is provided solely to increase the number of
8 certified K-12 teachers.

9 (7) \$736,000 of the workforce education investment account—state
10 appropriation is provided solely to maintain mental health counseling
11 positions.

12 (8) \$240,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$240,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for two psychologists to
15 increase access to mental health counseling for traditionally
16 underrepresented students.

17 (9) \$52,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$52,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for one full-time mental health
20 counselor licensed under chapter 18.225 RCW who has experience and
21 training specifically related to working with active members of the
22 military or military veterans.

23 (10) \$155,000 of the general fund—state appropriation for fiscal
24 year 2022 is provided solely to implement chapter 295, Laws of 2019
25 (educator workforce supply).

26 (11) \$750,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$750,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely to establish a bachelor of
29 science in computer science at the university's Des Moines center.

30 (12) \$31,000 of the general fund—state appropriation for fiscal
31 year 2022 is provided solely for implementation of Engrossed
32 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the
33 bill is not enacted by June 30, 2021, the amounts provided in this
34 subsection shall lapse.~~)

35 (13) \$131,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$131,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for implementation of Engrossed
38 Second Substitute Senate Bill No. 5227 (diversity, etc./higher

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

3 (14) \$16,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$16,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for implementation of Engrossed
6 Second Substitute Senate Bill No. 5259 (law enforcement data). (~~If~~
7 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
8 ~~this subsection shall lapse.~~)

9 (15) \$613,000 of the workforce education investment
10 account—state appropriation is provided solely for expanding
11 cybersecurity capacity by adding additional faculty resources in the
12 department of computer science.

13 (16) \$293,000 of the workforce education investment
14 account—state appropriation is provided solely for a peer mentoring
15 program. The amount provided in this subsection must be used to
16 supplement, not supplant, other funding sources for the program.

17 (17) \$325,000 of the general fund—state appropriation
18 for fiscal year 2023 is provided solely for institution compensation
19 costs in recognition that these costs exceed estimated increases in
20 undergraduate operating fee revenue.

21 (18) \$143,000 of the workforce education investment
22 account—state appropriation is provided solely for the creation of an
23 extended orientation program to help promote retention of underserved
24 students. The amount provided in this subsection must be used to
25 supplement, not supplant, other funding sources for the program.

26 (19) \$20,000 of the general fund—state appropriation
27 for fiscal year 2023 is provided solely for implementation of Second
28 Substitute House Bill No. 1751 (hazing prevention). If the bill is
29 not enacted by June 30, 2022, the amount provided in this subsection
30 shall lapse.

31 (20) \$55,000 of the general fund—state appropriation
32 for fiscal year 2023 is provided solely for community collaborations
33 to document and preserve the Roslyn cemetery.

34 **Sec.**

607

35 2021 c 334 s 610 (uncodified) is amended to read as follows:

36 **FOR THE EVERGREEN STATE COLLEGE**

37 General Fund—State Appropriation (FY 2022)

38 (~~(\$32,450,000)~~)

1		<u>\$32,123,000</u>
2	General Fund—State Appropriation (FY 2023)	
3	((\$32,068,000))	
4		<u>\$35,611,000</u>
5	The Evergreen State College Capital Projects	
6	Account—State Appropriation.	\$80,000
7	Education Legacy Trust Account—State Appropriation.	\$5,450,000
8	Workforce Education Investment Account—State	
9	Appropriation.	\$3,906,000
10	TOTAL APPROPRIATION.	((\$73,954,000))
11		<u>\$77,170,000</u>

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

14 (1) (~~(\$3,772,000)~~) \$3,893,000 of the general fund—state
15 appropriation for fiscal year 2022 and (~~(\$3,843,000)~~) \$3,983,000 of
16 the general fund—state appropriation for fiscal year 2023 are
17 provided solely for the implementation of the college affordability
18 program as set forth in RCW 28B.15.066.

19 (2) Funding provided in this section is sufficient for The
20 Evergreen State College to continue operations of the Longhouse
21 Center and the Northwest Indian applied research institute.

22 (3) Within amounts appropriated in this section, the college is
23 encouraged to increase the number of tenure-track positions created
24 and hired.

25 (4) (~~(\$3,207,000)~~) \$2,760,000 of the general fund—state
26 appropriation for fiscal year 2022 and (~~(\$2,677,000)~~) \$3,560,000 of
27 the general fund—state appropriation for fiscal year 2023 are
28 provided solely for the Washington state institute for public policy
29 to initiate, sponsor, conduct, and publish research that is directly
30 useful to policymakers and manage reviews and evaluations of
31 technical and scientific topics as they relate to major long-term
32 issues facing the state. Within the amounts provided in this
33 subsection (4):

34 (a) \$1,391,000 of the amounts in fiscal year 2022 and \$1,399,000
35 of the amounts in fiscal year 2023 are provided for administration
36 and core operations.

37 (b) \$828,000 of the amounts in fiscal year 2022 and \$937,000 of
38 the amounts in fiscal year 2023 are provided solely for ongoing and

1 continuing studies on the Washington state institute for public
2 policy's work plan.

3 (c) \$60,000 of the amounts in fiscal year 2022 are provided
4 solely to the Washington state institute for public policy for the
5 continued work and research on behalf of the domestic violence risk
6 assessment work group (~~established in section 959 of this act~~).

7 (d) \$25,000 of the amounts in fiscal year 2022 and \$40,000 of the
8 amounts in fiscal year 2023 are provided solely to the Washington
9 state institute for public policy for the continued work and research
10 on behalf of the Washington state criminal sentencing task force
11 established in (~~section 1002 of this act~~) section 944 of this act.

12 (e) (i) (~~(\$90,000)~~) \$14,000 of the amounts in fiscal year 2022 and
13 \$76,000 of the amounts in fiscal year 2023 are provided solely for
14 the Washington state institute for public policy to study net nanny
15 and similar fictitious victim sting operations. The study must:

16 (A) Describe the current research on net nanny-type sting
17 operations, including any evidence of their effectiveness in
18 deterring or reducing crime, their costs, and the potential
19 advantages or drawbacks of their use in crime prevention; and

20 (B) Compare the characteristics of individuals convicted under
21 net nanny stings with individuals convicted of child sex offenses
22 through other avenues.

23 (ii) The Washington state patrol shall provide the Washington
24 state institute for public policy with the data necessary to conduct
25 the analysis in (e) (i) (B) of this subsection. A net nanny sting
26 operation is a collaborative operation that includes local, state,
27 and federal law enforcement that targets the arrest and prosecution
28 of individuals involved in child abuse and exploitation using the
29 internet by using a fictitious victim. By June 30, (~~(2022)~~) 2023, the
30 institute must submit results from the study to the appropriate
31 committees of the legislature.

32 (f) (~~(\$70,000)~~) \$124,000 of the general fund—state appropriation
33 for fiscal year 2022 and (~~(\$130,000)~~) \$76,000 of the general fund—
34 state appropriation for fiscal year 2023 are provided solely for the
35 Washington state institute for public policy to study legal financial
36 obligations as defined in RCW 9.94A.030.

37 (i) The study should explore the following topics:

38 (A) The amount of legal and financial obligations imposed over
39 the last three years;

1 (B) The total amounts outstanding and the total amounts collected
2 annually, including annual collection rates; including all
3 restitution, costs, fees, fines, penalty assessments, and interest,
4 disaggregated;

5 (C) Statutes which allow for the imposition of legal and
6 financial obligations;

7 (D) The percentage of the judicial branch's budget which has been
8 supported by legal and financial obligations since the system's
9 inception;

10 (E) The programs funded by legal financial obligations; and

11 (F) How other states fund their court system including but not
12 limited to whether they use legal financial obligations to provide
13 support.

14 (ii) The study should recommend to the legislature potential
15 methods and processes to delink court related funding and other
16 county and local funding from the collection of legal financial
17 obligations and to provide such funding through other means.

18 (iii) The Washington state institute for public policy may
19 solicit input for the study from interested parties to include but
20 not be limited to the Washington state association of counties, the
21 Washington state association of county officials, the Washington
22 state association of prosecuting attorneys, superior court judges,
23 civil legal aid, civil rights attorneys, disability rights advocates,
24 crime victim advocates, persons formerly incarcerated, advocates for
25 persons who are currently or formerly incarcerated, academic
26 researchers, persons with expertise analyzing data on legal financial
27 obligations, the Washington state minority and justice commission,
28 and the administrative office of the courts.

29 (iv) An initial report is due to the legislature by December 1,
30 2021, with a supplemental and final report due to the legislature by
31 December 1, 2022.

32 (g) (~~(\$75,000)~~) \$7,000 of the general fund—state appropriation for
33 fiscal year 2022 (~~(is)~~) and \$68,000 of the general fund—state
34 appropriation for fiscal year 2023 are provided solely for the
35 institute to review available research literature to investigate and
36 describe any relationship between early substance abuse of cannabis,
37 opioids, or cocaine and mental health disorders in young adults; and
38 any relationship between nutrition and mental health disorders in
39 young adults. The institute shall report its findings to the
40 legislature no later than (~~(June 30, 2022)~~) December 1, 2022.

1 (h) (i) (~~(\$175,000)~~) \$102,000 of the amounts in fiscal year 2022
2 and \$73,000 of the amounts in fiscal year 2023 are provided solely
3 for the Washington state institute for public policy to partner with
4 a context expert to conduct a wilderness therapy research review. The
5 University of Washington evidence-based practice institute and
6 Washington State University impact center must assist the institute
7 in identifying a content expert. For the review, the institute must:

8 (A) Identify wilderness therapy program models related to
9 behavioral health which have a treatment approach which is well
10 defined or definable and have a strong evidence base to be added to
11 reporting guides for being identified as an evidence-based practice
12 for mental health, including identification of target populations for
13 these programs;

14 (B) Identify wilderness/adventure program models available for
15 prevention services which are cost beneficial; and

16 (C) Assess the interest and likelihood of support for programs of
17 this nature among relevant interest groups, such as state prevention
18 coalitions and tribes, if such programs were listed as approved cost
19 beneficial prevention programs by the division of behavioral health
20 and recovery and the Washington state health care authority.

21 (ii) The institute must submit to the appropriate committees of
22 the legislature a report on (h) (i) (A) and (B) of this subsection by
23 (~~(December 31, 2021)~~) June 30, 2022, and a report on (h) (i) (C) of this
24 subsection by (~~(June 30, 2022)~~) December 1, 2022.

25 (i) (~~(\$272,000)~~) \$15,000 of the amounts in fiscal year 2022 and
26 (~~(\$98,000)~~) \$286,000 of the amounts in fiscal year 2023 are provided
27 solely for implementation of Engrossed Second Substitute Senate Bill
28 No. 5304 (reentry services/state and local institutions). (~~(If the~~
29 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
30 ~~subsection (4) (i) shall lapse.)~~)

31 (j) (~~(\$71,000)~~) \$48,000 of the amounts in fiscal year 2022 and
32 (~~(\$66,000)~~) \$89,000 of the amounts in fiscal year 2023 are provided
33 solely for implementation of Engrossed Second Substitute Senate Bill
34 No. 5194 (equity and access in higher education). (~~(If the bill is~~
35 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
36 ~~(4) (j) shall lapse.)~~)

37 (k) (i) (~~(\$150,000)~~) \$75,000 of the general fund—state
38 appropriation for fiscal year 2022 (~~(is)~~) and \$75,000 of the general
39 fund—state appropriation for fiscal year 2023 are provided solely for
40 the Washington state institute for public policy to conduct a cost-

1 benefit analysis for an exclusive or partial American steel
2 requirement for future contracts and subcontracts authorized in the
3 capital budget. The cost-benefit analysis must, to the extent
4 feasible:

5 (A) Compare existing types and uses of steel to America made
6 steel alternatives, including evaluation of quality;

7 (B) Examine benefits to Washington workers and the Washington
8 economy;

9 (C) Examine lifecycle and embodied carbon greenhouse gas
10 emissions;

11 (D) Identify requirements for purchasing American steel that
12 minimize costs and maximize benefits; and

13 (E) Evaluate American steel requirements or preferences in other
14 states.

15 (ii) The institute may solicit input for the analysis from
16 representatives of interested parties to include, but not be limited
17 to, the construction and manufacturing sectors, organized labor in
18 the construction and manufacturing sectors, cities, counties,
19 American steel manufacturing companies, environmental advocacy
20 organizations, and appropriate state agencies.

21 (iii) The institute must submit a final report to the appropriate
22 committees of the legislature by December 1, ~~((2021))~~ 2022.

23 (l) \$47,000 of the general fund—state appropriation for fiscal
24 year 2023 is provided solely for implementation of Second Substitute
25 House Bill No. 1044 (prison to postsecondary ed.). ~~((If the bill is
26 not enacted by June 30, 2021, the amount provided in this subsection
27 (4)(l) shall lapse.))~~

28 (m) \$71,000 of the amounts in fiscal year 2022 and \$91,000 of the
29 amounts in fiscal year 2023 are provided solely for implementation of
30 chapter 314, Laws of 2021 (Engrossed Second Substitute Senate Bill
31 No. 5141) (env. justice task force recs).

32 (n) \$125,000 of the amounts in fiscal year 2023 is
33 provided solely for an evaluation of student participation in
34 transitional kindergarten programs across the state. By December 31,
35 2023, the institute shall report the results of its evaluation to the
36 appropriate legislative committees; the governor; the office of the
37 superintendent of public instruction; and the department of children,
38 youth, and families. It is the intent of the legislature to provide
39 funding in the 2023-2025 fiscal biennium budget for the institute to

1 complete the report by December 31, 2023. For the evaluation, to the
2 extent data is available, the institute shall collect data regarding:

3 (i) The number of districts providing transitional
4 kindergarten programs, including the number of classrooms and
5 students in the program per district;

6 (ii) The number of children participating in
7 transitional kindergarten programs across the state, disaggregated by
8 demographic information such as race, gender, and income level;

9 (iii) The number of children participating in
10 transitional kindergarten programs that attended prekindergarten
11 previous to transitional kindergarten;

12 (iv) The number of children participating in
13 transitional kindergarten who received early learning services
14 through the early childhood education and assistance program;

15 (v) The number of children participating in
16 transitional kindergarten with an individualized education plan;

17 (vi) An analysis of how school districts select and
18 prioritize children for enrollment in transitional kindergarten;

19 (vii) The differences in teacher preparation,
20 certification, and classroom instruction for transitional
21 kindergarten compared to the early childhood education and assistance
22 program;

23 (viii) The identification of why school districts
24 offer transitional kindergarten, the early childhood education and
25 assistance program, and other early learning programs such as
26 traditional or developmental prekindergarten, and the funding sources
27 used; and

28 (ix) The use of transitional kindergarten in other
29 states in comparison to Washington state, and any outcome data
30 available.

31 (o) (i) \$62,000 of the amounts for fiscal year 2023 is
32 provided solely for a comprehensive study to assess specific needs of
33 farmworkers in the state in order to help policymakers determine
34 whether those needs are being met by state administered programs,
35 policies, and statutes. The institute must consult with farmworker
36 advocacy organizations, state agencies administering programs and
37 policies impacting farmworkers, and nonprofit organizations that work
38 directly with farmworkers.

39 (ii) As part of its information gathering, the
40 institute must hear from farmworkers, either directly or through the

1 nonprofit organizations, regarding farmworkers' experiences and
2 working conditions. These personal, real-life experiences from
3 farmworkers must be based on informal interviews or surveys conducted
4 by Latino nonprofit organizations that have well-established
5 connections and relationships with farmworkers.

6 (iii) The study must focus on needs related to health
7 and safety in the workplace, payment of wages, and preventing
8 harassment and discrimination of, and retaliation against,
9 farmworkers for asserting their rights regarding health and safety
10 standards, wage and hour laws, and access to services.

11 (iv) The study must include:

12 (A) An examination of how the relevant state agencies
13 coordinate with each other and federal agencies in administrating and
14 enforcing the various laws, policies, and programs, and of the
15 agencies' education and outreach to farmworkers regarding
16 farmworkers' rights and protections;

17 (B) A review of available data from, and research of,
18 programs that are intended to increase health and safety outcomes for
19 farmworkers and that are intended to provide farmworkers access to
20 services and benefits; and

21 (C) Options on ways to improve agency coordination and
22 the effectiveness of reviewed programs.

23 (v) It is the intent of the legislature to provide
24 funding in the 2023-2025 fiscal biennium budget for the institute to
25 complete the report by June 30, 2025, with a preliminary report
26 submitted by December 1, 2023.

27 (p) \$116,000 of the amounts in fiscal year 2023 is
28 provided solely for the Washington state institute for public policy
29 to undertake a study on the nature and scope of the underground
30 economy and to recommend what policy changes, if any, are needed to
31 address the underground economy in the construction industry,
32 including whether greater cohesion and transparency among state
33 agencies is needed. The report must address the extent of and
34 projected costs to the state and workers of the underground economy.
35 The institute must submit a report to the appropriate committees of
36 the legislature by December 1, 2022.

37 (q) Notwithstanding other provisions in this
38 subsection, the board of directors for the Washington state institute
39 for public policy may adjust due dates for projects included on the

1 institute's 2021-23 work plan as necessary to efficiently manage
2 workload.

3 (5) \$2,636,000 of the workforce education investment account—
4 state appropriation is provided solely for institution operating
5 costs, including compensation and central services, in recognition
6 that these costs exceed estimated increases in undergraduate
7 operating fee revenue as a result of RCW 28B.15.067.

8 (6) \$670,000 of the workforce education investment account—state
9 appropriation is provided solely to maintain enrollment capacity in
10 psychology programs.

11 (7) \$600,000 of the workforce education investment account—state
12 appropriation is provided solely to increase student success by
13 maintaining support for a student precollege immersion program and
14 The Evergreen first-year experience.

15 (8) \$213,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$213,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for additional faculty to
18 support Native American and indigenous programs.

19 (9) \$85,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$85,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely to the native pathways program
22 for an assistant director.

23 (10) \$110,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$110,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely to establish a new tribal
26 liaison position.

27 (11) \$39,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$39,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for one full-time mental health
30 counselor licensed under chapter 18.225 RCW who has experience and
31 training specifically related to working with active members of the
32 military or military veterans.

33 (12) \$7,000 of the general fund—state appropriation for fiscal
34 year 2022 is provided solely for implementation of Engrossed
35 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the
36 bill is not enacted by June 30, 2021, the amounts provided in this
37 subsection shall lapse.~~)

38 (13) \$236,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$220,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for implementation of Engrossed
2 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
3 education). (~~If the bill is not enacted by June 30, 2021, the~~
4 ~~amounts provided in this subsection shall lapse.~~)

5 (14) \$158,000 of the general fund—state appropriation
6 for fiscal year 2023 is provided solely for institution compensation
7 costs in recognition that these costs exceed estimated increases in
8 undergraduate operating fee revenue.

9 (15) \$142,000 of the general fund—state appropriation
10 for fiscal year 2023 is provided solely for student mental health and
11 wellness. The amount provided in this subsection must be used to
12 supplement, not supplant, other funding sources for the program.

13 (16) \$196,000 of the general fund—state appropriation
14 for fiscal year 2023 is provided solely for additional laboratory,
15 art, and media lab sections.

16 (17) \$600,000 of the general fund—state appropriation
17 for fiscal year 2023 is provided solely to develop and expand current
18 corrections education programs offered in department of corrections
19 facilities. The college shall appoint a project implementation team,
20 collaborate with stakeholders to plan student success programs and
21 curriculum which lead to transferable credit, associate and
22 bachelor's degrees, and other workforce credentials, and train
23 faculty and staff on working with incarcerated populations.

24 (18) \$100,000 of the general fund—state appropriation
25 for fiscal year 2023 is provided solely for implementation of chapter
26 329, Laws of 2021 (Substitute House Bill No. 1223) (custodial
27 interrogations).

28 (19) \$27,000 of the general fund—state appropriation
29 for fiscal year 2023 is provided solely for implementation of Second
30 Substitute House Bill No. 1751 (hazing prevention). If the bill is
31 not enacted by June 30, 2022, the amount provided in this subsection
32 shall lapse.

33 **Sec.**

608

34 2021 c 334 s 611 (uncodified) is amended to read as follows:

35 **FOR WESTERN WASHINGTON UNIVERSITY**

36 General Fund—State Appropriation (FY 2022)

37 (~~(\$83,910,000)~~)

38 \$84,528,000

1	General Fund—State Appropriation (FY 2023)	
2	((\$85,554,000))	
3		<u>\$91,203,000</u>
4	Western Washington University Capital Projects	
5	Account—State Appropriation.	\$1,424,000
6	Education Legacy Trust Account—State Appropriation. . . .	\$13,831,000
7	Workforce Education Investment Account—State	
8	Appropriation.	((\$6,698,000))
9		<u>\$8,727,000</u>
10	TOTAL APPROPRIATION.	((\$191,417,000))
11		<u>\$199,713,000</u>

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

14 (1) The university must continue work with the education research
15 and data center to demonstrate progress in computer science and
16 engineering enrollments. By September 1st of each year, the
17 university shall provide a report including but not limited to the
18 cost per student, student completion rates, and the number of low-
19 income students enrolled in each program, any process changes or
20 best-practices implemented by the university, and how many students
21 are enrolled in computer science and engineering programs above the
22 prior academic year.

23 (2) Western Washington University shall not use funds
24 appropriated in this section to support intercollegiate athletics
25 programs.

26 (3) (~~(\$17,116,000)~~) \$17,667,000 of the general fund—state
27 appropriation for fiscal year 2022 and (~~(\$17,441,000)~~) \$18,073,000 of
28 the general fund—state appropriation for fiscal year 2023 are
29 provided solely for the implementation of the college affordability
30 program as set forth in RCW 28B.15.066.

31 (4) \$150,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$150,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely to recruit and retain high
34 quality and diverse graduate students.

35 (5) \$494,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$548,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for critical support services to
38 ensure traditionally underrepresented students receive the same
39 opportunities for academic success as their peers.

1 (6) \$700,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$700,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the creation and
4 implementation of an early childhood education degree program at the
5 western on the peninsulas campus. The university must collaborate
6 with Olympic college. At full implementation, the university is
7 expected to grant approximately 75 bachelor's degrees in early
8 childhood education per year at the western on the peninsulas campus.

9 (7) \$1,306,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$1,306,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for the university to develop a
12 new program in marine, coastal, and watershed sciences.

13 (8) \$886,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$886,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the university to reduce
16 tuition rates for four-year degree programs offered in partnership
17 with Olympic college—Bremerton, Olympic college—Poulsbo, and
18 Peninsula college—Port Angeles that are currently above state-funded
19 resident undergraduate tuition rates.

20 (9) \$90,000 of the general fund—state appropriation for fiscal
21 year 2022 is provided solely for the university to assess the
22 feasibility and benefits of expanding outdoor residential school
23 programs to equitably serve either all fifth and sixth grade
24 students, or only fifth or only sixth grade students statewide. The
25 study shall explore the equity concerns exacerbated by the COVID-19
26 pandemic in the areas of outdoor recreation and outdoor learning
27 experiences, with a focus on using physical activity and exposure to
28 natural settings as a strategy for improving health disparities and
29 accelerating learning for historically underserved populations. The
30 study must also consider programs and facilities at outdoor
31 residential schools, youth camps, and state parks and assess the
32 impact of COVID-19 on these institutions, and recommend strategies to
33 preserve and expand capacity for outdoor school. The university shall
34 submit a report to the office of the governor, the office of the
35 superintendent of public instruction, and the education committees of
36 the legislature summarizing the assessment and making recommendations
37 no later than September 30, 2021.

1 (10) Within amounts appropriated in this section, the university
2 is encouraged to increase the number of tenure-track positions
3 created and hired.

4 (11) \$2,256,000 of the workforce education investment account—
5 state appropriation is provided solely for institution operating
6 costs, including compensation and central services, in recognition
7 that these costs exceed estimated increases in undergraduate
8 operating fee revenue as a result of RCW 28B.15.067.

9 (12) \$3,426,000 of the workforce education investment account—
10 state appropriation is provided solely to maintain access to science,
11 technology, engineering, and mathematics degrees.

12 (13) \$1,016,000 of the workforce education investment account—
13 state appropriation is provided solely to establish an academic
14 curriculum in ethnic studies.

15 (14) \$48,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$48,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for one full-time mental health
18 counselor licensed under chapter 18.225 RCW who has experience and
19 training specifically related to working with active members of the
20 military or military veterans.

21 (15) \$530,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$530,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for the creation and
24 implementation of two bilingual educator programs in the south King
25 county region, including a bilingual elementary education degree
26 program and a secondary education degree program. At full
27 implementation, each cohort shall support up to 25 students per year.

28 (16) \$40,000 of the general fund—state appropriation for fiscal
29 year 2022 is provided solely for implementation of Engrossed
30 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the
31 bill is not enacted by June 30, 2021, the amounts provided in this
32 subsection shall lapse.~~)

33 (17) \$353,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$153,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for implementation of Engrossed
36 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
37 education). (~~If the bill is not enacted by June 30, 2021, the
38 amounts provided in this subsection shall lapse.~~)

1 (18) \$5,000 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 for implementation of Engrossed
4 Second Substitute Senate Bill No. 5259 (law enforcement data). (~~If~~
5 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
6 ~~this subsection shall lapse.~~)

7 (19) \$769,000 of the workforce education investment
8 account—state appropriation is provided solely for upgrading Cyber
9 Range equipment and software.

10 (20) \$1,260,000 of the workforce education investment
11 account—state appropriation is provided solely for student support
12 services that include resources for outreach and financial aid
13 support, retention initiatives including targeted support for
14 underserved student populations, mental health support, and
15 initiatives aimed at addressing learning disruption due to the global
16 pandemic. The amount provided in this subsection must be used to
17 supplement, not supplant, other funding sources for student support
18 services.

19 (21) \$461,000 of the general fund—state appropriation
20 for fiscal year 2023 is provided solely for establishing a new master
21 of science program in nursing.

22 (22) \$433,000 of the general fund—state appropriation
23 for fiscal year 2023 is provided solely for the registered nurse to
24 bachelors in nursing program.

25 (23) \$767,000 of the general fund—state appropriation
26 for fiscal year 2023 is provided solely for institution compensation
27 costs in recognition that these costs exceed estimated increases in
28 undergraduate operating fee revenue.

29 (24) \$30,000 of the general fund—state appropriation
30 for fiscal year 2023 is provided solely for a review of how existing
31 homeowners' associations, condominium associations, associations of
32 apartment owners, and common interest communities in Washington can
33 incorporate accessory dwelling units. The review shall include an
34 examination of the governing documents of these associations and
35 communities to determine how accessory dwelling units are explicitly
36 or implicitly restricted and what the overall impact is on the
37 state's housing supply from such restrictions. By June 30, 2023, in
38 compliance with RCW 43.01.036, the institution must submit a report

1 detailing its findings to the appropriate committees of the
2 legislature.

3 (25) \$66,000 of the general fund—state appropriation
4 for fiscal year 2023 is provided solely for implementation of Second
5 Substitute House Bill No. 1751 (hazing prevention). If the bill is
6 not enacted by June 30, 2022, the amount provided in this subsection
7 shall lapse.

8 **Sec. 609 .**

9 2021 c 334 s 612 (uncodified) is amended to read as follows:

10 **FOR THE STUDENT ACHIEVEMENT COUNCIL—POLICY COORDINATION AND**
11 **ADMINISTRATION**

12	General Fund—State Appropriation (FY 2022)	
13	((\$7,667,000))	
14		<u>\$7,777,000</u>
15	General Fund—State Appropriation (FY 2023)	
16	((\$7,552,000))	
17		<u>\$12,583,000</u>
18	General Fund—Federal Appropriation. . .	((\$4,928,000))
19		<u>\$4,941,000</u>
20	Workforce Education Investment Account—State	
21	Appropriation.	((\$615,000))
22		<u>\$6,427,000</u>
23	TOTAL APPROPRIATION.	((\$20,762,000))
24		<u>\$31,728,000</u>

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

27 (1) \$126,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$126,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the consumer protection
30 unit.

31 (2) \$500,000 of the workforce education investment account—state
32 appropriation is provided solely to implement a marketing and
33 communications agenda as required in RCW 28C.30.040(1)(c).

34 (3) \$115,000 of the workforce education investment account—state
35 appropriation is provided solely for the Washington student loan
36 refinancing program as provided in chapter 28B.94 RCW.

37 (4) \$575,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$575,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided to increase the number of high school
2 seniors and college bound scholars that complete the free application
3 for federal student aid and the Washington application for state
4 financial aid through digital engagement tools, expanded training,
5 and increased events for high school students.

6 (5) The student achievement council must ensure that all
7 institutions of higher education as defined in RCW 28B.92.030 and
8 eligible for state financial aid programs under chapters 28B.92 and
9 28B.118 RCW provide the data needed to analyze and evaluate the
10 effectiveness of state financial aid programs. This data must be
11 promptly transmitted to the education data center so that it is
12 available and easily accessible.

13 (6) \$25,000 of the general fund—state appropriation for fiscal
14 year 2022 is provided solely for the Washington student achievement
15 council to convene and coordinate a task force to propose strategies
16 to eliminate financial and nonfinancial barriers to low-income
17 students participating in running start, college in the high school,
18 advanced placement, international baccalaureate, Cambridge, and
19 career and technical education dual credit programs. The task force
20 shall submit a report to the appropriate committees of the
21 legislature by December 1, 2021. The report must include:

22 (a) Strategies to address the following financial and
23 nonfinancial barriers to students:

24 (i) Per credit tuition fees and any other fees charged for
25 college in the high school and career and technical education dual
26 credit courses;

27 (ii) Books, fees, and any other direct costs charged to running
28 start students when enrolling in college courses; and

29 (iii) Exam fees and other charges to students enrolling in exam-
30 based dual credit courses;

31 (b) Recommendations on student supports to close equity gaps in
32 dual credit access, participation, and success;

33 (c) Recommendations to improve and increase communication with
34 students and families regarding the awareness, access, and completion
35 of dual credit;

36 (d) Expanding access to dual credit opportunities for students in
37 career and technical education pathways; and

38 (e) Running start data for fiscal year 2019, fiscal year 2020,
39 and fiscal year 2021 for each community and technical college as

1 described in (~~section 605(29) of this act~~) section 602(29) of this
2 act.

3 (7) \$29,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$29,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for implementation of Second
6 Substitute House Bill No. 1044 (prison to postsecondary ed.). (~~If~~
7 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
8 ~~this subsection shall lapse.~~)

9 (8) \$16,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$16,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for implementation of Substitute
12 Senate Bill No. 5249 (mastery-based learning). (~~If the bill is not~~
13 ~~enacted by June 30, 2021, the amounts provided in this subsection~~
14 ~~shall lapse.~~)

15 (9) \$1,000,000 of the workforce education investment
16 account—state appropriation is provided solely for the career launch
17 grant pool for the public four-year institutions.

18 (10) \$3,600,000 of the workforce education investment
19 account—state appropriation is provided solely for a grant pool
20 dedicated to nursing programs to purchase or upgrade simulation
21 laboratory equipment.

22 (11) \$250,000 of the general fund—state appropriation
23 for fiscal year 2023 is provided solely for the student achievement
24 council to convene and coordinate the development of education and
25 training programs for employees, focusing on correctional officers
26 and medical staff, of the department of corrections to be provided
27 through a contract with The Evergreen State College. Education and
28 training programs must be designed collaboratively to best meet the
29 needs of the department of corrections.

30 (12) \$850,000 of the general fund—state appropriation
31 for fiscal year 2023 is provided solely for administrative support
32 services to carry out duties and responsibilities necessary for
33 recipients of the Washington college grant who are enrolled in a
34 state registered apprenticeship program.

35 (13) \$246,000 of the general fund—state appropriation
36 for fiscal year 2023 is provided solely to expand the homeless
37 student assistance pilot program by two additional public four-year
38 institutions of higher education. The institutions participating in
39 the pilot program are subject to the same requirements as in RCW

1 28B.50.916. Of the amounts in this subsection, \$30,000 of the general
2 fund—state appropriation for fiscal year 2023 is provided solely for
3 administration.

4 (14) \$100,000 of the general fund—state appropriation
5 for fiscal year 2022 and \$150,000 of the general fund—state
6 appropriation for fiscal year 2023 are provided solely for a Pierce
7 county school district to expand a current program assisting high
8 school seniors to identify a postsecondary pathway through a data
9 driven approach.

10 (15) (a) \$80,000 of the general fund—state
11 appropriation for fiscal year 2023 is provided solely for a pilot
12 program to help students, including those enrolled in state
13 registered apprenticeship programs, connect with health care
14 coverage. The student achievement council, in cooperation with the
15 council of presidents, must provide resources for up to two four-year
16 colleges or universities, one on the east side and one on the west
17 side of the Cascade mountains, to hire or train an employee to:

18 (i) Provide information to students and college and
19 university staff about available health insurance options;

20 (ii) Develop culturally relevant materials and conduct
21 outreach for historically marginalized and underserved student
22 populations to assist these populations in their knowledge of access
23 to low cost or free health insurance plans;

24 (iii) Provide ongoing technical assistance to students
25 about health insurance options or health insurance application
26 process; and

27 (iv) Provide technical assistance to students as a
28 health benefit exchange certified assister, to help students
29 understand, shop, apply, and enroll in health insurance through
30 Washington health planfinder.

31 (b) Participation in the exchange assister program is
32 contingent on fulfilling applicable contracting, security, and other
33 program requirements.

34 (c) The legislature expects the council, in
35 collaboration with the council of presidents and the health benefit
36 exchange, to report to the appropriate committees of the legislature
37 information about barriers students, including those enrolled in
38 state registered apprenticeship programs, encountered to accessing
39 health insurance coverage; and to provide recommendations on how to

1 improve student and staff access to health coverage based on data
2 gathered from the pilot program.

3 (16) \$25,000 of the general fund—state appropriation
4 for fiscal year 2023 is provided solely for the Washington student
5 achievement council to convene stakeholders from institutions of
6 higher education, students, and community-based organizations to
7 develop recommendations regarding residency statutes with the goal of
8 ensuring consistent application of residency statutes and clarifying
9 pathways to being a Washington resident student with a focus on
10 ensuring equity to accessing student residency. By December 1, 2022,
11 the council must submit a report with recommendations to the
12 appropriate committees of the legislature pursuant to RCW 43.01.036.

13 (17) \$10,000 of the general fund—state appropriation
14 for fiscal year 2023 is provided solely for the council to submit a
15 progress report on the new or expanded cybersecurity and nursing
16 academic programs that receive funding in sections 602 through 608 of
17 this act, including the number of students enrolled. The council must
18 coordinate with the institutions of higher education and the state
19 board for community and technical colleges as provided in sections
20 601(4), 602(37), and 602(45) of this act. The progress report must be
21 submitted to the appropriate committees of the legislature, pursuant
22 to RCW 43.01.036, by June 30, 2023, and a final report is expected by
23 December 1, 2024.

24 (18) \$2,800,000 of the general fund—state
25 appropriation for fiscal year 2023 is provided solely to a nonprofit
26 organization located in King county to expand college services to
27 support underserved students impacted by the pandemic and improve
28 college retention and completion rates.

29 (19) \$275,000 of the general fund—state appropriation
30 for fiscal year 2023 is provided solely for Engrossed Second
31 Substitute Senate Bill No. 5764 (apprenticeships and higher ed). If
32 the bill is not enacted by June 30, 2022, the amounts provided in
33 this subsection shall lapse.

34 (20) \$137,000 of the general fund—state appropriation
35 for fiscal year 2023 is provided solely for implementation of
36 Engrossed Substitute Senate Bill No. 5847 (public employee PLSF
37 info). If the bill is not enacted by June 30, 2022, the amount
38 provided in this subsection shall lapse.

(21) \$1,200,000 of the workforce education investment account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1835 (postsecondary enrollment). No more than \$200,000 of the amounts provided in this subsection may be used for administration. If the bill is not enacted by June 30, 2022, the amount provided in this subsection shall lapse.

(22) \$150,000,000 of the Washington student loan account—state appropriation for fiscal year 2023 is provided solely for implementation of Engrossed Second Substitute House Bill No. 1736 (state student loan program). If the bill is not enacted by June 30, 2022, the amount provided in this subsection shall lapse.

(23) If Second Substitute Senate Bill No. 5789 (innovation challenge program) is enacted by June 30, 2022, community-based organizations that receive state funding under subsection (18) of this section and section 602(41) of this act are not eligible for Washington career and college pathways innovation challenge program grant funding for the same purpose.

Sec. 610 .

2021 c 334 s 613 (uncodified) is amended to read as follows:

FOR THE STUDENT ACHIEVEMENT COUNCIL—OFFICE OF STUDENT FINANCIAL ASSISTANCE

General Fund—State Appropriation (FY 2022)	
((\$274,215,000))	
	<u>\$274,216,000</u>
General Fund—State Appropriation (FY 2023)	
((\$270,597,000))	
	<u>\$224,541,000</u>
General Fund—Federal Appropriation.	((\$14,061,000))
	<u>\$14,096,000</u>
General Fund—Private/Local Appropriation.	\$300,000
Education Legacy Trust Account—State Appropriation.	\$85,488,000
Washington Opportunity Pathways Account—State	
Appropriation.	((\$164,598,000))
	<u>\$223,786,000</u>
Aerospace Training Student Loan Account—State	
Appropriation.	((\$216,000))
	<u>\$217,000</u>
Workforce Education Investment Account—State	

1	Appropriation.	((\$299,870,000))
2		<u>\$248,456,000</u>
3	Health Professionals Loan Repayment and Scholarship	
4	Program Account—State Appropriation.	\$1,720,000
5	TOTAL APPROPRIATION.	((\$1,111,065,000))
6		<u>\$1,072,820,000</u>

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

9 (1) \$7,834,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$7,835,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for student financial aid
12 payments under the state work study program, including up to four
13 percent administrative allowance for the state work study program.

14 (2) \$236,416,000 of the general fund—state appropriation for
15 fiscal year 2022, (~~(\$236,416,000)~~) \$176,416,000 of the general fund—
16 state appropriation for fiscal year 2023, (~~(\$297,865,000)~~)
17 \$218,824,000 of the workforce education investment account—state
18 appropriation, \$69,639,000 of the education legacy trust fund—state
19 appropriation, and (~~(\$147,654,000)~~) \$207,654,000 of the Washington
20 opportunity pathways account—state appropriation are provided solely
21 for the Washington college grant program as provided in RCW
22 28B.92.200.

23 (3) Changes made to the state work study program in the 2009-2011
24 and 2011-2013 fiscal biennia are continued in the 2021-2023 fiscal
25 biennium including maintaining the increased required employer share
26 of wages; adjusted employer match rates; discontinuation of
27 nonresident student eligibility for the program; and revising
28 distribution methods to institutions by taking into consideration
29 other factors such as off-campus job development, historical
30 utilization trends, and student need.

31 (4) \$1,165,000 of the general fund—state appropriation for fiscal
32 year 2022, \$1,165,000 of the general fund—state appropriation for
33 fiscal year 2023, \$15,849,000 of the education legacy trust account—
34 state appropriation, and (~~(\$16,944,000)~~) \$16,132,000 of the Washington
35 opportunity pathways account—state appropriation are provided solely
36 for the college bound scholarship program and may support
37 scholarships for summer session. The office of student financial
38 assistance and the institutions of higher education shall not
39 consider awards made by the opportunity scholarship program to be

1 state-funded for the purpose of determining the value of an award
2 amount under RCW 28B.118.010.

3 (5) \$6,999,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$6,999,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the passport to college
6 program. The maximum scholarship award is up to \$5,000. The council
7 shall contract with a nonprofit organization to provide support
8 services to increase student completion in their postsecondary
9 program and shall, under this contract, provide a minimum of \$500,000
10 in fiscal years 2022 and 2023 for this purpose.

11 (6) \$2,981,000 of the general fund—state appropriation for fiscal
12 year 2022 ~~((is))~~ and \$8,551,000 of the general fund—state
13 appropriation for fiscal year 2023 are provided solely to meet state
14 match requirements associated with the opportunity scholarship
15 program. The legislature will evaluate subsequent appropriations to
16 the opportunity scholarship program based on the extent that
17 additional private contributions are made, program spending patterns,
18 and fund balance.

19 (7) \$3,800,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$3,800,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for expenditure into the health
22 professionals loan repayment and scholarship program account. These
23 amounts must be used to increase the number of licensed primary care
24 health professionals to serve in licensed primary care health
25 professional critical shortage areas. Contracts between the office
26 and program recipients must guarantee at least three years of
27 conditional loan repayments. The office of student financial
28 assistance and the department of health shall prioritize a portion of
29 any nonfederal balances in the health professional loan repayment and
30 scholarship fund for conditional loan repayment contracts with
31 psychiatrists and with advanced registered nurse practitioners for
32 work at one of the state-operated psychiatric hospitals. The office
33 and department shall designate the state hospitals as health
34 professional shortage areas if necessary for this purpose. The office
35 shall coordinate with the department of social and health services to
36 effectively incorporate three conditional loan repayments into the
37 department's advanced psychiatric professional recruitment and
38 retention strategies. The office may use these targeted amounts for
39 other program participants should there be any remaining amounts

1 after eligible psychiatrists and advanced registered nurse
2 practitioners have been served. The office shall also work to
3 prioritize loan repayments to professionals working at health care
4 delivery sites that demonstrate a commitment to serving uninsured
5 clients. It is the intent of the legislature to provide funding to
6 maintain the current number and amount of awards for the program in
7 the 2023-2025 fiscal biennium on the basis of these contractual
8 obligations.

9 (8) \$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 behavioral health loan
12 repayment program grants, pursuant to chapter 302, Laws of 2019 (2SHB
13 1668) (Washington health corps).

14 (9) \$4,125,000 of the general fund—state appropriation for fiscal
15 year 2022 and (~~(\$4,125,000)~~)\$6,125,000 of the general fund—state
16 appropriation for fiscal year 2023 are provided solely for
17 expenditure into the health professionals loan repayment and
18 scholarship program account. The amount provided in this subsection
19 is provided solely to increase loans within the behavioral health
20 program.

21 (10) \$2,000,000 of the workforce education investment account—
22 state appropriation is provided solely for the future teachers
23 conditional scholarship and loan repayment program established in
24 chapter 28B.102 RCW.

25 (11) \$2,000,000 of the general fund—federal appropriation (ARPA)
26 is provided solely for ARPA anticipated state grants for the national
27 health service corps.

28 (12) \$1,279,000 of the general fund—state appropriation for
29 fiscal year 2022 and (~~(\$1,138,000)~~)\$1,313,000 of the general fund—
30 state appropriation for fiscal year 2023 are provided solely for the
31 Washington award for vocational excellence. \$175,000 of the general
32 fund—state appropriation for fiscal year 2023 shall be used for
33 administration.

34 (13) \$258,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$258,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for implementation of Substitute
37 House Bill No. 1166 (college students pilot). (~~(If the bill is not~~
38 ~~enacted by June 30, 2021, the amounts provided in this subsection~~
39 ~~shall lapse.)~~)

(14) \$500,000 of the general fund—state appropriation for fiscal year 2022 (~~is~~) and \$206,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a state match associated with the rural jobs program. (~~The legislature will evaluate appropriations in future biennia to the rural jobs program based on the extent that additional private contributions are made.~~)

(15) \$27,627,000 of the workforce education investment account—state appropriation is provided solely for an annual bridge grant of \$500 to eligible students. A student is eligible for a grant if the student receives a maximum college grant award and does not receive the college bound scholarship program under chapter 28B.118 RCW. Bridge grant funding provides supplementary financial support to low-income students to cover higher education expenses.

(16) \$3,000,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for implementation of House Bill No. 2007 (nurse educator loans). If the bill is not enacted by June 30, 2022, the amount provided in this subsection shall lapse.

Sec.

611

2021 c 334 s 614 (uncodified) is amended to read as follows:

FOR THE WORKFORCE TRAINING AND EDUCATION COORDINATING BOARD

General Fund—State Appropriation (FY 2022)		
((\$2,715,000))		
		<u>\$2,798,000</u>
General Fund—State Appropriation (FY 2023)		
((\$2,436,000))		
		<u>\$5,139,000</u>
General Fund—Federal Appropriation.		((\$55,483,000))
		<u>\$55,611,000</u>
General Fund—Private/Local Appropriation.		\$212,000
Workforce Education Investment Account—State		
Appropriation.		\$150,000
Coronavirus State Fiscal Recovery Fund—Federal		
Appropriation.		\$250,000
TOTAL APPROPRIATION.		((\$61,246,000))
		<u>\$64,160,000</u>

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

1 (1) \$240,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$240,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the health workforce council
4 of the state workforce training and education coordinating board. In
5 partnership with the office of the governor, the health workforce
6 council shall continue to assess workforce shortages across
7 behavioral health disciplines and incorporate the recommended action
8 plan completed in 2020.

9 (2) \$150,000 of the workforce education investment account—state
10 appropriation is provided solely for staffing costs to support the
11 workforce education investment accountability and oversight board
12 established in RCW 28C.18.200.

13 (3) \$150,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$150,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the board to continue work
16 under a new behavioral health workforce advisory committee, which
17 shall monitor and report on the progress of recommendations from the
18 board's previous behavioral health workforce assessments, and
19 continue to develop policy and practice recommendations on emerging
20 issues in the behavioral health workforce. The board must convene and
21 staff the committee. The committee must provide a report and relevant
22 recommendations to the appropriate committees of the legislature and
23 the office of the governor under RCW 43.01.036 by December 1, 2021,
24 and December 1, 2022.

25 (4) \$250,000 of the coronavirus state fiscal recovery fund—
26 federal appropriation is provided solely for an accredited
27 osteopathic medical school to implement an interprofessional
28 curriculum to educate health care providers and workforce on opioid
29 misuse and addiction.

30 (5) \$225,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$225,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the board to collaborate and
33 assist in the report required by the new behavioral health advisory
34 committee established in subsection (3) of this section. The report
35 shall contain an analysis of behavioral health workforce shortages
36 and challenges, data to inform systems change, and relevant policy
37 recommendations and actions informed by the employer demand
38 projection and talent development pipeline analyses to the
39 appropriate committees of the legislature and the office of the

1 governor by December 1, 2021, and December 1, 2022. The board shall
2 contract with a statewide nonprofit organization with expertise in
3 promoting and supporting science, technology, engineering, and math
4 education from early learning through postsecondary education to
5 provide a regional analysis of supply pipelines to current behavioral
6 health care opportunities, at the secondary and postsecondary levels,
7 and will identify gaps and barriers to programs that lead to high-
8 demand behavioral health occupations. In coordination with the
9 board's employer demand projection analysis, the contractor will
10 provide an analysis of the talent development pipeline to help inform
11 the committee's work.

12 (6) \$772,000 of the general fund—state appropriation
13 for fiscal year 2023 is provided solely to conduct health workforce
14 surveys, in collaboration with the nursing care quality assurance
15 commission, to collect and analyze data on the long-term care
16 workforce; and manage a stakeholder process to address retention and
17 career pathways in long-term care facilities.

18 (7) \$1,200,000 of the general fund—state appropriation
19 for fiscal year 2023 is provided solely for apprenticeship grants, in
20 collaboration with the nursing care quality assurance commission and
21 the department of labor and industries, to address the long-term care
22 workforce.

23 (8) \$209,000 of the general fund—state appropriation
24 for fiscal year 2023 is provided solely for administrative
25 expenditures for the Washington award for vocational excellence.

26 (9) \$216,000 of the general fund—state appropriation
27 for fiscal year 2023 is provided solely for the board to collaborate
28 with other state workforce agencies to identify a governance
29 structure that provides strategic direction on cross-organizational
30 information technology projects. By December 1, 2022, the board will
31 submit a report the governor's office and appropriate legislative
32 committees with recommendations on a coalition model that will result
33 in better service coordination and public stewardship that enables
34 the efficient delivery of workforce development services.

35 (10) \$18,000 of the general fund—state appropriation
36 for fiscal year 2023 is provided solely for Second Substitute Senate
37 Bill No. 5789 (innovation challenge program). If the bill is not
38 enacted by June 30, 2022, the amount provided in this subsection
39 shall lapse.

1 (11) \$187,000 of the general fund—state appropriation
2 for fiscal year 2023 is provided solely for implementation of
3 Substitute House Bill No. 2019 (careers in retail). If the bill is
4 not enacted by June 30, 2022, the amount provided in this subsection
5 shall lapse.

	Sec.	612	.
7	2021 c 334 s 615 (uncodified) is amended to read as follows:		
8	FOR THE STATE SCHOOL FOR THE BLIND		
9	General Fund—State Appropriation (FY 2022)		
10	((\$9,224,000))		
11		<u>\$9,278,000</u>	
12	General Fund—State Appropriation (FY 2023)		
13	((\$9,357,000))		
14		<u>\$9,939,000</u>	
15	General Fund—Private/Local Appropriation. \$34,000		
16	TOTAL APPROPRIATION. ((\$18,615,000))		
17		<u>\$19,251,000</u>	

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

20 (1) Funding provided in this section is sufficient for
21 the school to offer to students enrolled in grades six through twelve
22 for full-time instructional services at the Vancouver campus or
23 online with the opportunity to participate in a minimum of one
24 thousand eighty hours of instruction and the opportunity to earn
25 twenty-four high school credits.

26 (2) \$24,000 of the general fund—state appropriation
27 for fiscal year 2023 is provided solely for implementation of
28 Engrossed Second Substitute House Bill No. 1153 (language access in
29 schools). If the bill is not enacted by June 30, 2022, the amount
30 provided in this subsection shall lapse.

	Sec.	613	.
32	2021 c 334 s 616 (uncodified) is amended to read as follows:		
33	FOR THE WASHINGTON STATE CENTER FOR CHILDHOOD DEAFNESS AND HEARING		
34	LOSS		
35	General Fund—State Appropriation (FY 2022)		
36	((\$14,767,000))		
37		<u>\$15,108,000</u>	

1 General Fund—State Appropriation (FY 2023)
 2 (~~(\$14,974,000)~~)
 3 \$16,104,000
 4 TOTAL APPROPRIATION. (~~(\$29,741,000)~~)
 5 \$31,212,000

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

8 (1) Funding provided in this section is sufficient for the center
 9 to offer students ages three through twenty-one enrolled at
 10 Washington School for the Deaf the opportunity to participate in a
 11 minimum of one thousand eighty hours of instruction and the
 12 opportunity to earn twenty-four high school credits.

13 (2) \$225,000 of the general fund—state appropriation in fiscal
 14 year 2022 and \$225,000 of the general fund—state appropriation in
 15 fiscal year 2023 are provided solely for the center for deaf and hard
 16 of hearing youth to develop or expand a mentoring program for persons
 17 employed as educational interpreters in public schools. Funding
 18 provided under this section is provided solely for recruiting,
 19 hiring, and training persons to be employed by Washington sensory
 20 disability services who must provide mentoring services in different
 21 geographic regions of the state, with the dual goals of providing
 22 services, beginning with the 2021-22 school year, to any requesting
 23 school district; and assisting persons in the timely and successful
 24 achievement of performance standards for educational interpreters.

25 (3) \$5,000 of the general fund—state appropriation for
 26 fiscal year 2023 is provided solely for implementation of Engrossed
 27 Second Substitute House Bill No. 1153 (language access in schools).
 28 If the bill is not enacted by June 30, 2022, the amount provided in
 29 this subsection shall lapse.

30 **Sec.** **614** .
 31 2021 c 334 s 617 (uncodified) is amended to read as follows:
 32 **FOR THE WASHINGTON STATE ARTS COMMISSION**
 33 General Fund—State Appropriation (FY 2022)
 34 (~~(\$2,614,000)~~)
 35 \$2,760,000
 36 General Fund—State Appropriation (FY 2023)
 37 (~~(\$2,648,000)~~)
 38 \$4,788,000

1 General Fund—State Appropriation (FY 2023)
 2 ((\$4,035,000))
 3 \$4,878,000
 4 TOTAL APPROPRIATION. ((\$8,059,000))
 5 \$9,148,000

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

8 (1) \$210,000 of the general fund—state appropriation
 9 for fiscal year 2023 is provided solely for the Washington state
 10 historical society to partner with a statewide organization
 11 specializing in the preservation of Washington state Jewish history
 12 to establish a new archive that captures the narratives and primary
 13 source materials of Jewish Washingtonians. This new archive must
 14 create the capacity to capture a 15-year backlog of hundreds of
 15 narratives and materials of Jewish Washingtonians, as well as
 16 unlimited new submissions, with the future goal of making these
 17 materials available to the public and linking to existing Jewish
 18 archival collections at the University of Washington.

19 (2) \$100,000 of the general fund—state appropriation
 20 for fiscal year 2023 is provided solely for the department to
 21 contract with an organization that works with and connects museums in
 22 Washington state to create an inventory of heritage organizations
 23 across the state as the first phase of a Washington museums connect
 24 initiative.

25 **Sec. 616 .**

26 2021 c 334 s 619 (uncodified) is amended to read as follows:

27 **FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY**

28 General Fund—State Appropriation (FY 2022)
 29 ((\$3,305,000))
 30 \$3,481,000
 31 General Fund—State Appropriation (FY 2023)
 32 ((\$3,388,000))
 33 \$4,095,000
 34 TOTAL APPROPRIATION. ((\$6,693,000))
 35 \$7,576,000

(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**

General Fund—State Appropriation (FY 2022)	
((\$9,029,000))	
	<u>\$14,143,000</u>
General Fund—State Appropriation (FY 2023)	
((\$4,514,000))	
	<u>\$14,244,000</u>
General Fund—Federal Appropriation. . .	((\$2,481,000))
	<u>\$5,736,000</u>
General Fund—Private/Local Appropriation.	((\$92,000))
	<u>\$113,000</u>
Other Appropriated Funds.	((\$15,707,000))
	<u>\$19,647,000</u>
TOTAL APPROPRIATION.	((\$31,823,000))
	<u>\$53,883,000</u>

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 March 8, 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 March 8, 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.

1 (2) Agencies must apply to (~~the office of financial management~~
2 ~~and~~) the office of the chief information officer (~~to receive~~
3 ~~funding from the information technology investment revolving~~
4 ~~account~~) for certification and release of funding for each gate of
5 the project. (The) When the office of the chief information officer
6 certifies the key deliverables of the gate have been met and a
7 current technology budget is approved, it must notify the office of
8 financial management (must notify) and the fiscal committees of the
9 legislature (of the receipt of each application and). The office of
10 financial management may not approve (a funding request for) funding
11 for the certified project gate any earlier than ten business days
12 from the date of notification to the fiscal committees of the
13 legislature.

14 (3) (a) Allocations and allotments of information technology
15 investment revolving account must be made for discrete stages of
16 projects as determined by the technology budget approved by the
17 office of the chief information officer and office of financial
18 management.

19 (b) Fifteen percent of total funding allocated by the office of
20 financial management, or another amount as defined jointly by the
21 office of financial management and the office of the chief
22 information officer, will be retained in the account, but remain
23 allocated to that project. The retained funding will be released to
24 the agency only after successful completion of that stage of the
25 project. For the one Washington project, the amount retained is
26 increased to at least twenty percent of total funding allocated for
27 any stage of that project.

28 (4) (a) Each project must have a technology budget. The technology
29 budget must have the detail by fiscal month for the 2021-2023 fiscal
30 biennium. The technology budget must use a method similar to the
31 state capital budget, identifying project costs, each fund source,
32 and anticipated deliverables through each stage of the entire project
33 investment and across fiscal periods and biennia from project onset
34 through implementation and close out, as well as at least five years
35 of maintenance and operations costs.

36 (b) As part of the development of a technology budget and at each
37 request for funding, the agency shall submit an updated technology
38 budget, if changes occurred, to include detailed financial
39 information to the office of financial management and the office of
40 the chief information officer. The technology budget must describe

1 the total cost of the project, as well as maintenance and operations
2 costs, to include and identify at least:

3 (i) Fund sources:

4 (A) If the project is funded from the information technology
5 revolving account, the technology budget must include a worksheet
6 that provides the fund sources that were transferred into the account
7 by fiscal year;

8 (B) If the project is by a central service agency, and funds are
9 driven out by the central service model, the technology budget must
10 provide a statewide impact by agency by fund as a worksheet in the
11 technology budget file;

12 (ii) Full time equivalent staffing level to include job
13 classification assumptions;

14 (iii) (~~Discreet~~) Discrete financial budget codes to include at
15 least the appropriation index and program index;

16 (iv) Object and subobject codes of expenditures;

17 (v) Anticipated deliverables;

18 (vi) Historical budget and expenditure detail by fiscal year; and

19 (vii) Maintenance and operations costs by fiscal year for at
20 least five years as a separate worksheet.

21 (c) If a project technology budget changes and a revised
22 technology budget is completed, a comparison of the revised
23 technology budget to the last approved technology budget must be
24 posted to the dashboard, to include a narrative rationale on what
25 changed, why, and how that impacts the project in scope, budget, and
26 schedule.

27 (5) (a) Each project must have an investment plan that includes:

28 (i) An organizational chart of the project management team that
29 identifies team members and their roles and responsibilities;

30 (ii) The office of the chief information officer staff assigned
31 to the project;

32 (iii) An implementation schedule covering activities, critical
33 milestones, and deliverables at each stage of the project for the
34 life of the project at each agency affected by the project;

35 (iv) Performance measures used to determine that the project is
36 on time, within budget, and meeting expectations for quality of work
37 product;

38 (v) Ongoing maintenance and operations cost of the project post
39 implementation and close out delineated by agency staffing,
40 contracted staffing, and service level agreements; and

1 (vi) Financial budget coding to include at least discrete
2 financial coding for the project.

3 (6) Projects with estimated costs greater than one hundred
4 million dollars from initiation to completion and implementation may
5 be divided into discrete subprojects as determined by the office of
6 the chief information officer, except for the one Washington project
7 which must be divided into the following discrete subprojects: Core
8 financials, expanding financials and procurement, budget, and human
9 resources. Each subproject must have a technology budget and
10 investment plan as provided in this section.

11 (7) (a) The office of the chief information officer shall maintain
12 an information technology project dashboard that provides updated
13 information each fiscal month on projects subject to this section.
14 This includes, at least:

- 15 (i) Project changes each fiscal month;
- 16 (ii) Noting if the project has a completed market requirements
17 document, and when it was completed;
- 18 (iii) Financial status of information technology projects under
19 oversight;
- 20 (iv) Coordination with agencies;
- 21 (v) Monthly quality assurance reports, if applicable;
- 22 (vi) Monthly office of the chief information officer status
23 reports;
- 24 (vii) Historical project budget and expenditures through fiscal
25 year 2021;
- 26 (viii) Budget and expenditures each fiscal month;
- 27 (ix) Estimated annual maintenance and operations costs by fiscal
28 year; and
- 29 (x) Posting monthly project status assessments on scope,
30 schedule, budget, and overall by the:
 - 31 (A) Office of the chief information officer;
 - 32 (B) Agency project team; and
 - 33 (C) Quality assurance vendor, if applicable to the project.

34 (b) The dashboard must retain a roll up of the entire project
35 cost, including all subprojects, that can display subproject detail.
36 This includes coalition projects that are active.

37 (8) If the project affects more than one agency:

38 (a) A separate technology budget and investment plan must be
39 prepared for each agency; and

1 (b) The dashboard must contain a statewide project technology
2 budget roll up that includes each affected agency at the subproject
3 level.

4 (9) For any project that exceeds two million dollars in total
5 funds to complete, requires more than one biennium to complete, or is
6 financed through financial contracts, bonds, or other indebtedness:

7 (a) Quality assurance for the project must report independently
8 to the office of the chief information officer;

9 (b) The office of the chief information officer must review, and,
10 if necessary, revise the proposed project to ensure it is flexible
11 and adaptable to advances in technology;

12 (c) The technology budget must specifically identify the uses of
13 any financing proceeds. No more than thirty percent of the financing
14 proceeds may be used for payroll-related costs for state employees
15 assigned to project management, installation, testing, or training;

16 (d) The agency must consult with the office of the state
17 treasurer during the competitive procurement process to evaluate
18 early in the process whether products and services to be solicited
19 and the responsive bids from a solicitation may be financed; and

20 (e) The agency must consult with the contracting division of the
21 department of enterprise services for a review of all contracts and
22 agreements related to the project's information technology
23 procurements.

24 (10) The office of the chief information officer must evaluate
25 the project at each stage and certify whether the project is planned,
26 managed, and meeting deliverable targets as defined in the project's
27 approved technology budget and investment plan.

28 (11) The office of the chief information officer may suspend or
29 terminate a project at any time if it determines that the project is
30 not meeting or not expected to meet anticipated performance and
31 technology outcomes. Once suspension or termination occurs, the
32 agency shall unallot any unused funding and shall not make any
33 expenditure for the project without the approval of the office of
34 financial management. The office of the chief information officer
35 must report on July 1 and December 1 each calendar year any
36 suspension or termination of a project in the previous six month
37 period to the legislative fiscal committees.

38 (12) The office of the chief information officer, in consultation
39 with the office of financial management, may identify additional
40 projects to be subject to this section, including projects that are

1 not separately identified within an agency budget. The office of the
2 chief information officer must report on July 1 and December 1 each
3 calendar year any additional projects to be subjected to this section
4 that were identified in the previous six month period to the
5 legislative fiscal committees.

6 (13) Any cost to administer or implement this section for
7 projects listed in subsection (1) of this section, must be paid from
8 the information technology investment revolving account. For any
9 other information technology project made subject to the conditions,
10 limitations, and review of this section, the cost to implement this
11 section must be paid from the funds for that project.

12 (14) The following information technology projects are subject to
13 the conditions, limitations, and review in this section:

14 (a) The unclaimed property system project of the department of
15 revenue;

16 (b) The one Washington procurement project of the department of
17 enterprise services;

18 (c) The security systems on campus project of the department of
19 enterprise services;

20 (d) The network core equipment project of the consolidated
21 technology services agency; and

22 (e) The data center switching equipment project of the
23 consolidated technology services agency.

24 **Sec. 702 .**

25 2021 c 334 s 702 (uncodified) is amended to read as follows:

26 **FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING**
27 **BOND REGISTRATION AND TRANSFER CHARGES: FOR DEBT SUBJECT TO THE DEBT**
28 **LIMIT**

29	General Fund—State Appropriation (FY 2022)	
30	((\$1,273,008,000))	
31		<u>\$1,265,240,000</u>
32	General Fund—State Appropriation (FY 2023)	
33	((\$1,374,570,000))	
34		<u>\$1,342,278,000</u>
35	State Building Construction Account—State	
36	Appropriation.	((\$12,323,000))
37		<u>\$19,323,000</u>
38	Columbia River Basin Water Supply Development	

1	Account—State Appropriation.	\$13,000
2	Watershed Restoration and Enhancement Bond Account—	
3	State Appropriation.	\$181,000
4	State Taxable Building Construction Account—State	
5	Appropriation.	\$467,000
6	Debt-Limit Reimbursable Bond Retirement Account—	
7	State Appropriation.	\$511,000
8	TOTAL APPROPRIATION.	(\$2,661,073,000)
9		<u>\$2,628,013,000</u>

10 The appropriations in this section are subject to the following
11 conditions and limitations: The general fund appropriations are for
12 expenditure into the debt-limit general fund bond retirement account.

13	Sec.	703	.
14	2021 c 334 s 704 (uncodified) is amended to read as follows:		
15	FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING		
16	BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES		
17	General Fund—State Appropriation (FY 2022).	\$1,400,000	
18	General Fund—State Appropriation (FY 2023).	\$1,400,000	
19	State Building Construction Account—State		
20	Appropriation.	(\$2,466,000)	
21			<u>\$4,249,000</u>
22	Columbia River Basin Water Supply Development		
23	Account—State Appropriation.	\$3,000	
24	Watershed Restoration and Enhancement Bond Account—		
25	State Appropriation.	\$39,000	
26	State Taxable Building Construction Account—State		
27	Appropriation.	\$94,000	
28	TOTAL APPROPRIATION.	(\$5,402,000)	
29			<u>\$7,185,000</u>

30	Sec.	704	.
31	2021 c 334 s 705 (uncodified) is amended to read as follows:		
32	FOR THE OFFICE OF FINANCIAL MANAGEMENT—EMERGENCY FUND		
33	General Fund—State Appropriation (FY 2022)	(\$850,000)	
34			<u>\$1,100,000</u>
35	General Fund—State Appropriation (FY 2023)	(\$850,000)	
36			<u>\$1,000,000</u>
37	TOTAL APPROPRIATION.	(\$1,700,000)	

1 \$2,100,000

2 The appropriations in this section are subject to the following
3 conditions and limitations: The appropriations in this section are
4 for the governor's emergency fund for the critically necessary work
5 of any agency.

6 **Sec. 705 .**

7 2021 c 334 s 706 (uncodified) is amended to read as follows:

8 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—EMERGENCY ASSISTANCE FUND**

9 General Fund—State Appropriation (FY 2022)

10 (~~(\$2,500,000)~~)

11 \$5,000,000

12 General Fund—State Appropriation (FY 2023)

13 (~~(\$2,500,000)~~)

14 \$5,000,000

15 TOTAL APPROPRIATION. (~~(\$5,000,000)~~)

16 \$10,000,000

17 The appropriations in this section are subject to the following
18 conditions and limitations: The appropriations in this section are
19 for the governor's emergency fund for individual assistance
20 consistent with RCW 38.52.030(9) during an emergency proclaimed by
21 the governor, as defined in RCW 38.52.010(9). The office of financial
22 management must notify the fiscal committees of the legislature of
23 the receipt of each application or request for individual assistance
24 from the governor's emergency fund by the governor or the adjutant
25 general. The office of financial management may not approve, nor
26 release, funding for 10 business days from the date of notification
27 to the fiscal committees of the legislature.

28 **Sec. 706 .**

29 2021 c 334 s 718 (uncodified) is amended to read as follows:

30 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—ANDY HILL CANCER RESEARCH**
31 **ENDOWMENT FUND MATCH TRANSFER ACCOUNT**

32 General Fund—State Appropriation (FY 2022). \$951,000

33 General Fund = State

34 Appropriation (FY 2023) \$30,683,000

35 TOTAL APPROPRIATION. (~~(\$951,000)~~)

36 \$31,634,000

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 expenditure into the Andy Hill cancer research
4 endowment fund match transfer account per RCW 43.348.080 to fund the
5 Andy Hill cancer research endowment program. Matching funds using the
6 amounts appropriated in this section may not be used to fund new
7 grants that exceed two years in duration.

8 **Sec. 707 .**

9 2021 c 334 s 723 (uncodified) is amended to read as follows:

10 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—NORTHEAST WASHINGTON WOLF-**
11 **LIVESTOCK MANAGEMENT ACCOUNT**

12	General Fund—State Appropriation (FY 2022)	\$496,000
13	General Fund—State Appropriation (FY 2023)	((\$456,000))
14		<u>\$546,000</u>
15	TOTAL APPROPRIATION.	((\$952,000))
16		<u>\$1,042,000</u>

17 The appropriations in this section are subject to the following
18 conditions and limitations: The appropriation is provided solely for
19 expenditure into the northeast Washington wolf-livestock management
20 account for the deployment of nonlethal wolf deterrence resources as
21 provided in chapter 16.76 RCW.

22 **Sec. 708 .**

23 2021 c 334 s 724 (uncodified) is amended to read as follows:

24 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—LONG-TERM SERVICES AND**
25 **SUPPORTS ACCOUNT**

26	General Fund—State Appropriation (FY 2022)	
27	((\$19,618,000))	
28		<u>\$46,148,000</u>
29	TOTAL APPROPRIATION.	((\$19,618,000))
30		<u>\$46,148,000</u>

31 The appropriation in this section is subject to the following
32 conditions and limitations: The appropriations are provided solely
33 for expenditure into the long-term services and supports account
34 pursuant to chapter 98, Laws of 2020 and chapter 363, Laws of 2019.
35 This constitutes a loan from the general fund and must be repaid,
36 with interest, to the general fund by June 30, ((2022))2024.

2021 c 334 s 744 (uncodified) is amended to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—COVID-19 PUBLIC HEALTH
RESPONSE ACCOUNT—PUBLIC HEALTH WORKFORCE**

General Fund—Federal Appropriation.	((\$100,000,000))
	<u>\$85,000,000</u>
TOTAL APPROPRIATION.	((\$100,000,000))
	<u>\$85,000,000</u>

The appropriation in this section is subject to the following conditions and limitations: The entire general fund—federal appropriation (ARPA) is provided solely for expenditure into the COVID-19 public health response account, from which the department of health may make expenditures from this sum solely to hire case investigators, contact tracers, public health nurses, disease intervention specialists, epidemiologists, and other positions as may be required to prevent, prepare for, and respond to COVID-19, and to provide personal protection equipment. Allowable uses include distribution or reimbursement to local health jurisdictions and tribes for activities consistent with the purposes of this section.

2021 c 334 s 745 (uncodified) is amended to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—COVID-19 PUBLIC HEALTH
RESPONSE ACCOUNT—VACCINES**

General Fund—Federal Appropriation.	((\$100,000,000))
	<u>\$76,000,000</u>
TOTAL APPROPRIATION.	((\$100,000,000))
	<u>\$76,000,000</u>

The appropriation in this section is subject to the following conditions and limitations: The entire general fund—federal appropriation (ARPA) is provided solely for expenditure into the COVID-19 public health response account, from which the department of health may make expenditures from this sum solely for vaccine distribution and administration, including the establishment and expansion of community vaccination centers and mobile vaccination units, particularly in underserved areas; reporting enhancements; communication efforts; and transportation of individuals, particularly in underserved populations, to vaccination sites. Allowable uses include distribution or reimbursement to local health

1 jurisdictions and tribes for activities consistent with the purposes
2 of this section.

3 **Sec. 711 .**

4 2021 c 334 s 746 (uncodified) is amended to read as follows:

5 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—COVID-19 PUBLIC HEALTH**
6 **RESPONSE ACCOUNT—TESTING AND TRACING**

7	General Fund—Federal Appropriation.	((\$900,000,000))
8		<u>\$780,000,000</u>
9	TOTAL APPROPRIATION.	((\$900,000,000))
10		<u>\$780,000,000</u>

11 The appropriation in this section is subject to the following
12 conditions and limitations: The entire general fund—federal
13 appropriation (ARPA) is provided solely for expenditure into the
14 COVID-19 public health response account, from which the department of
15 health may make expenditures from this sum solely for the statewide
16 response to the COVID-19 pandemic, including diagnostic testing, case
17 investigation and contact tracing, care coordination, outbreak
18 response, data collection and analysis, and other activities required
19 to support the response. Allowable uses include distribution or
20 reimbursement to local health jurisdictions and tribes for activities
21 consistent with the purposes of this section.

22 **Sec. 712 .**

23 2021 c 334 s 748 (uncodified) is amended to read as follows:

24 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—STATE HEALTH CARE**
25 **AFFORDABILITY ACCOUNT**

26	General Fund—State Appropriation (FY 2023)	
27	((\$50,000,000))	
28		<u>\$55,000,000</u>
29	TOTAL APPROPRIATION.	((\$50,000,000))
30		<u>\$55,000,000</u>

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

33 (1) The appropriations are provided solely for
34 expenditure into the state health care affordability account created
35 in ((~~Engrossed Second Substitute Senate Bill No. 5377 (standardized~~
36 ~~health plans)~~)) RCW 43.71.130. ((~~If the bill is not enacted by June~~
37 ~~30, 2021, the amounts appropriated in this section shall lapse.~~))

1 **FOR SUNDRY CLAIMS**

2 The following sums, or so much thereof as may be necessary, are
3 appropriated from the general fund for fiscal year 2022, unless
4 otherwise indicated, for relief of various individuals, firms, and
5 corporations for sundry claims.

6 These appropriations are to be disbursed on vouchers approved by
7 the director of the department of enterprise services, except as
8 otherwise provided, for reimbursement of criminal defendants
9 acquitted on the basis of self-defense, pursuant to RCW 9A.16.110, as
10 follows:

- 11 (1) William J. Damson, claim number 9991006839. \$14,880
- 12 (2) David Ziller, claim number 9991006721. \$13,257
- 13 (3) Caleb B. Cline, claim number 9991006671. \$23,367
- 14 (4) Julaine D. Pettis, claim number 9991005948. \$20,000
- 15 (5) Jaydra Erchul Johnson, claim number 9991005804. \$8,270
- 16 (6) Christopher Lundvall, claim number 9991007205. \$45,022
- 17 (7) Carlos Cervantes, claim number 9991007388. \$6,298
- 18 (8) Jarel Jones-White, claim number 9991007721. \$3,665

19 NEW SECTION. **Sec.** **715** .

20 A new section is added to 2021 c 334 (uncodified) to read as follows:
21

22 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—APPLE HEALTH AND HOMES ACCOUNT**

23	General Fund—State Appropriation (FY 2023).	\$37,192,000
24	TOTAL APPROPRIATION.	\$37,192,000

25 The appropriation in this section is subject to the following
26 conditions and limitations: The appropriation in this section is
27 provided solely for expenditure into the apple health and homes
28 account created in Engrossed Substitute House Bill No. 1866
29 (supportive housing). If the bill is not enacted by June 30, 2022,
30 the amount appropriated in this section shall lapse.

31 NEW SECTION. **Sec.** **716** .

32 A new section is added to 2021 c 334 (uncodified) to read as follows:

33 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON AUTO THEFT**
34 **PREVENTION AUTHORITY ACCOUNT**

35	General Fund—State Appropriation (FY 2023).	\$3,500,000
36	TOTAL APPROPRIATION.	\$3,500,000

1 The appropriation in this section is subject to the following
2 conditions and limitations: The appropriation is provided solely for
3 expenditure into the Washington auto theft prevention authority
4 account created in RCW 46.66.080.

5 NEW SECTION. **Sec.** **717** .

6 A new section is added to 2021 c 334 (uncodified) to read as follows:
7

8 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—CAPITAL COMMUNITY ASSISTANCE**
9 **ACCOUNT**

10	General Fund—State Appropriation (FY 2023).	\$650,000,000
11	TOTAL APPROPRIATION.	\$650,000,000

12 The appropriation in this section is subject to the following
13 conditions and limitations: The amount in this section is provided
14 solely for expenditure into the capital community assistance account
15 created in section 946 of this act.

16 NEW SECTION. **Sec.** **718** .

17 A new section is added to 2021 c 334 (uncodified) to read as follows:
18

19 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—OPERATING SUBACCOUNT OF THE**
20 **COMMUNITY PRESERVATION AND DEVELOPMENT AUTHORITY ACCOUNT**

21	General Fund—State Appropriation (FY 2022).	\$2,000,000
22	TOTAL APPROPRIATION.	\$2,000,000

23 The appropriation in this section is subject to the following
24 conditions and limitations: The appropriation in this section is
25 provided solely for expenditure into the operating subaccount of the
26 community preservation and development authority account created in
27 RCW 43.167.040.

28 NEW SECTION. **Sec.** **719** .

29 A new section is added to 2021 c 334 (uncodified) to read as follows:
30

31 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—COMMUNITY REINVESTMENT ACCOUNT**

32	General Fund—State Appropriation (FY 2023).	\$200,000,000
33	TOTAL APPROPRIATION.	\$200,000,000

34 The appropriation in this section is subject to the following
35 conditions and limitations: The appropriation in this section is

1 provided solely for expenditure into the community reinvestment
2 account created in section 947 of this act.

3 NEW SECTION. **Sec.** **720** .

4 A new section is added to 2021 c 334 (uncodified) to read as follows:

5

6 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—COUNTY CRIMINAL JUSTICE**
7 **ASSISTANCE ACCOUNT: JUVENILE CODE REVISIONS**

8 General Fund—State Appropriation (FY 2022). \$331,000

9 General Fund—State Appropriation (FY 2023). \$331,000

10 TOTAL APPROPRIATION. \$662,000

11 The appropriations in this section are subject to the following
12 conditions and limitations: The appropriations are provided solely
13 for expenditure into the county criminal justice assistance account
14 for costs to the criminal justice system associated with the
15 implementation of chapter 338, Laws of 1997 (juvenile code
16 revisions). The amounts provided in this subsection are intended to
17 provide funding for county adult court costs associated with the
18 implementation of chapter 338, Laws of 1997 and shall be distributed
19 in accordance with RCW 82.14.310.

20 NEW SECTION. **Sec.** **721** .

21 A new section is added to 2021 c 334 (uncodified) to read as follows:

22

23 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—DRIVER RESOURCE CENTER FUND**

24 General Fund—State Appropriation (FY 2023). \$6,000,000

25 TOTAL APPROPRIATION. \$6,000,000

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 driver resource center fund created in
29 Substitute House Bill No. 2076 (transp. network companies). If the
30 bill is not enacted by June 30, 2022, the amount appropriated in this
31 section shall lapse.

32 NEW SECTION. **Sec.** **722** .

33 A new section is added to 2021 c 334 (uncodified) to read as follows:

34

35 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—ENTERPRISE SERVICES ACCOUNT**

36 General Fund—State Appropriation (FY 2022). \$500,000

1 TOTAL APPROPRIATION. \$500,000

2 The appropriation in this section is subject to the following
3 conditions and limitations: The appropriation is provided solely for
4 expenditure into the enterprise services account created in RCW
5 43.19.025 in support of the real estate services program.

6 NEW SECTION. Sec. 723 .

7 A new section is added to 2021 c 334 (uncodified) to read as follows:
8

9 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—FAMILY AND MEDICAL LEAVE**
10 **INSURANCE ACCOUNT**

11 General Fund—State Appropriation (FY 2023). \$350,000,000
12 TOTAL APPROPRIATION. \$350,000,000

13 The appropriations in this section are subject to the following
14 conditions and limitations: The appropriations are provided solely
15 for expenditure into the family and medical leave insurance account
16 created in RCW 50A.05.070 on June 30, 2023. The office of financial
17 management may only expend the amount necessary to keep the family
18 and medical leave insurance account from being in a deficit at the
19 close of the fiscal biennium, after certification from the employment
20 security department.

21 NEW SECTION. Sec. 724 .

22 A new section is added to 2021 c 334 (uncodified) to read as follows:
23

24 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON CAREER AND COLLEGE**
25 **PATHWAYS INNOVATION CHALLENGE PROGRAM ACCOUNT**

26 General Fund—State Appropriation (FY 2023). \$6,000,000
27 TOTAL APPROPRIATION. \$6,000,000

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 Washington career and college pathways
31 innovation challenge program account created in RCW 28B.120.040 to
32 implement Second Substitute Senate Bill No. 5789 (innovation
33 challenge program). If the bill is not enacted by June 30, 2022, the
34 amount provided in this subsection shall lapse. General fund
35 appropriations into the account are intended for the current and next
36 ensuing fiscal biennium only. The student achievement council must

1 report on the uses of the general fund moneys deposited in the
2 account by December 1, 2022, to allow the legislature to assess the
3 program and general fund support.

4 NEW SECTION. **Sec.** **725** .

5 A new section is added to 2021 c 334 (uncodified) to read as follows:
6

7 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON INTERNET CRIMES**
8 **AGAINST CHILDREN ACCOUNT**

9	General Fund—State Appropriation (FY 2022).	\$1,135,000
10	General Fund—State Appropriation (FY 2023).	\$1,135,000
11	TOTAL APPROPRIATION.	\$2,270,000

12 The appropriations in this section are subject to the following
13 conditions and limitations: The appropriations are provided solely
14 for expenditure into the Washington internet crimes against children
15 account created in RCW 43.101.435.

16 NEW SECTION. **Sec.** **726** .

17 A new section is added to 2021 c 334 (uncodified) to read as follows:
18

19 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—JUDICIAL INFORMATION SYSTEMS**
20 **ACCOUNT**

21	General Fund—State Appropriation (FY 2022).	\$11,306,000
22	General Fund—State Appropriation (FY 2023).	\$6,224,000
23	TOTAL APPROPRIATION.	\$17,530,000

24 The appropriations in this section are subject to the following
25 conditions and limitations: The appropriations are provided solely
26 for expenditure into the judicial information systems account created
27 in RCW 2.68.020.

28 NEW SECTION. **Sec.** **727** .

29 A new section is added to 2021 c 334 (uncodified) to read as follows:
30

31 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—JUDICIAL STABILIZATION TRUST**
32 **ACCOUNT**

33	General Fund—State Appropriation (FY 2022).	\$2,000,000
34	General Fund—State Appropriation (FY 2023).	\$112,750,000
35	TOTAL APPROPRIATION.	\$114,750,000

1 The appropriation in this section is subject to the following
2 conditions and limitations: The appropriation is provided solely for
3 expenditure into the judicial stabilization account created in RCW
4 43.79.505.

5 NEW SECTION. **Sec.** **728** .

6 A new section is added to 2021 c 334 (uncodified) to read as follows:
7

8 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON STATE LEADERSHIP**
9 **BOARD ACCOUNT**

10	General Fund—State Appropriation (FY 2023).	\$637,000
11	TOTAL APPROPRIATION.	\$637,000

12 The appropriation in this section is subject to the following
13 conditions and limitations: The appropriation is provided solely for
14 expenditure into the Washington state leadership board account
15 created in Senate Bill No. 5750 (WA leadership board). If the bill is
16 not enacted by June 30, 2022, the amounts provided in this section
17 shall lapse.

18 NEW SECTION. **Sec.** **729** .

19 A new section is added to 2021 c 334 (uncodified) to read as follows:
20

21 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—LIABILITY ACCOUNT**

22	General Fund—State Appropriation (FY 2023).	\$217,000,000
23	TOTAL APPROPRIATION.	\$217,000,000

24 The appropriation in this section is subject to the following
25 conditions and limitations: The appropriation is provided solely for
26 expenditure into the liability account created in RCW 4.92.130 to
27 ensure the account is not in deficit.

28 NEW SECTION. **Sec.** **730** .

29 A new section is added to 2021 c 334 (uncodified) to read as follows:
30

31 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—MULTIMODAL TRANSPORTATION**
32 **ACCOUNT**

33	General Fund—State Appropriation (FY 2022).	\$2,000,000,000
34	TOTAL APPROPRIATION.	\$2,000,000,000

1 The appropriation in this section is subject to the following
2 conditions and limitations: The appropriation is provided solely for
3 expenditure into the multimodal transportation account created in RCW
4 47.66.070.

5 NEW SECTION. **Sec.** **731** .
6 A new section is added to 2021 c 334 (uncodified) to read as follows:

7

8 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—SALMON RECOVERY ACCOUNT**

9	General Fund—State Appropriation (FY 2023)	\$100,000,000
10	TOTAL APPROPRIATION.	\$100,000,000

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 salmon recovery account created in RCW
14 77.85.170.

15 NEW SECTION. **Sec.** **732** .
16 A new section is added to 2021 c 334 (uncodified) to read as follows:

17

18 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—STATE VEHICLE PARKING ACCOUNT**

19	General Fund—State Appropriation (FY 2022)	\$2,178,000
20	TOTAL APPROPRIATION.	\$2,178,000

21 The appropriation in this section is subject to the following
22 conditions and limitations: The appropriation is provided solely for
23 expenditure into the state vehicle parking account created in RCW
24 43.01.225 in support of the parking program within the department of
25 enterprise services.

26 NEW SECTION. **Sec.** **733** .
27 A new section is added to 2021 c 334 (uncodified) to read as follows:

28

29 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—TRIBAL GOVERNMENT ASSISTANCE**

30	General Fund—State Appropriation (FY 2022)	\$401,000
31	TOTAL APPROPRIATION.	\$401,000

32 The appropriation in this section is subject to the following
33 conditions and limitations: The appropriation in this section is
34 provided solely for the office of financial management to distribute
35 to tribes with police officers certified through the criminal justice

1 training commission pursuant to RCW 43.101.157 to assist with one-
2 time costs related to law enforcement and criminal justice related
3 legislation enacted between January 1, 2020, and June 30, 2021.
4 Distributions shall be made according to LEAP document tribal
5 allocations 1 dated February 20, 2022.

6 NEW SECTION. **Sec.** **734** .

7 A new section is added to 2021 c 334 (uncodified) to read as follows:
8

9 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—DISASTER RESPONSE ACCOUNT**

10	General Fund—State Appropriation (FY 2023)	\$13,964,000
11	TOTAL APPROPRIATION.	\$13,964,000

12 The appropriation in this section is subject to the following
13 conditions and limitations: The appropriation in this section is
14 provided solely for expenditure into the disaster response account
15 created in RCW 38.52.105.

16 NEW SECTION. **Sec.** **735** .

17 A new section is added to 2021 c 334 (uncodified) to read as follows:
18

19 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—ELECTRIC VEHICLE INCENTIVE**
20 **ACCOUNT**

21	General Fund—State Appropriation (FY 2023)	\$120,000,000
22	TOTAL APPROPRIATION.	\$120,000,000

23 The appropriation in this section is subject to the following
24 conditions and limitations: The appropriation is provided solely for
25 expenditure into the electric vehicle incentive account created in
26 section 948 of this act.

27 NEW SECTION. **Sec.** **736** .

28 A new section is added to 2021 c 334 (uncodified) to read as follows:
29

30 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—RECRUITMENT AND RETENTION**
31 **ADJUSTMENTS**

32	General Fund—State Appropriation (FY 2023)	\$50,000,000
33	General Fund—Federal Appropriation.	\$10,978,000
34	General Fund—Private/Local Appropriation.	\$808,000
35	Salary and Insurance Contributions Increase	
36	Revolving Account—State Appropriation.	\$22,554,000

1 TOTAL APPROPRIATION. \$84,340,000

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

4 (1) Funding is provided solely for implementation of
5 classification-based salary adjustments for state employees whose
6 jobs are difficult for the state to recruit and retain a competitive
7 workforce. The office of financial management is directed to develop
8 a plan to make appropriate adjustments based upon the results of the
9 2020 state salary survey conducted according to RCW 41.06.160, and
10 make adjustments to the results of the study as the director
11 determines to be well-documented by agency experience due to the
12 SARS-CoV2 (COVID-19) pandemic, including resulting changes in the
13 labor market. Before determining any adjustments, the director must
14 seek input from the exclusive bargaining representatives for any
15 potentially impacted bargaining units. The classification adjustments
16 must uniformly take effect July 1, 2022.

17 (2) Adjustments are to be made across the state workforce,
18 including both represented and non-represented employees with a goal
19 of addressing those jobs that fall the farthest below market rates,
20 or where the documented agency experience recruiting or retaining
21 employees is the most severe. Adjustments will not be made to job
22 classifications that are exclusive to higher education institutions.
23 In making the adjustments, the director may also include increases to
24 address issues of compression and inversion.

25 (3) Upon completion of the plan, the director must transmit the
26 plan to the legislative fiscal committees and the joint committee on
27 employment relations. This transmission must identify the job
28 classes, by agency and number of employees, that are impacted by the
29 plan. The transmission also must indicate the proposed increase for
30 each impacted job class.

31 (4) Where the adjustments affect represented employees,
32 expenditure of the amounts provided for this purpose is contingent
33 upon execution of an appropriate memorandum of understanding between
34 the governor or the governor's designee and the exclusive bargaining
35 representative, consistent with the terms of this section.

36 (5) The office of financial management shall allocate the moneys
37 appropriated in this section to individual agencies in the amounts
38 necessary to fulfill the plan but may not exceed amounts provided in
39 this section.

1 (6) To facilitate the transfer of moneys from dedicated funds and
2 accounts, the state treasurer is directed to transfer sufficient
3 moneys from each dedicated fund or account to the special fund salary
4 and insurance contribution increase revolving fund in accordance with
5 schedules provided by the office of financial management.

6 NEW SECTION. **Sec.** **737** .

7 A new section is added to 2021 c 334 (uncodified) to read as follows:
8

9 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON STUDENT LOAN**
10 **ACCOUNT**

11	General Fund—State Appropriation (FY 2023)	\$111,000,000
12	Workforce Education Investment Account—State	
13	Appropriation	\$39,000,000
14	TOTAL APPROPRIATION	\$150,000,000

15 The appropriations in this section are subject to the following
16 conditions and limitations: The appropriations are provided solely
17 for expenditure into the Washington student loan account created in
18 Engrossed Second Substitute House Bill No. 1736 (state student loan
19 program). If the bill is not enacted by June 30, 2022, the amount
20 appropriated in this section shall lapse.

21 NEW SECTION. **Sec.** **738** .

22 The following acts or parts of acts are each repealed:

- | | | |
|----|------|------------------------------------|
| 23 | (1) | 2021 c 334 s 730 (uncodified); |
| 24 | (2) | 2021 c 334 s 731 (uncodified); |
| 25 | (3) | 2021 c 334 s 732 (uncodified); |
| 26 | (4) | 2021 c 334 s 733 (uncodified); |
| 27 | (5) | 2021 c 334 s 734 (uncodified); |
| 28 | (6) | 2021 c 334 s 735 (uncodified); |
| 29 | (7) | 2021 c 334 s 736 (uncodified); |
| 30 | (8) | 2021 c 334 s 737 (uncodified); |
| 31 | (9) | 2021 c 334 s 749 (uncodified); and |
| 32 | (10) | 2021 c 334 s 752 (uncodified). |

(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>\$115,238,000</u>
Municipal Criminal Justice Assistance Appropriation ((\$45,073,000))	<u>\$45,587,000</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))

1		<u>\$8,690,000</u>
2	Columbia River Water Delivery Account Appropriation	
3	for the Spokane Tribe of Indians.	((\$5,975,000))
4		<u>\$6,036,000</u>
5	Liquor Revolving Account Appropriation for liquor	
6	profits distribution.	\$98,876,000
7	General Fund Appropriation for other tax	
8	distributions.	((\$80,000))
9		<u>\$102,000</u>
10	General Fund Appropriation for ((Marijuana))	
11	<u>Cannabis</u> Excise Tax distributions	
12	((\$40,000,000))	
13		<u>\$20,000,000</u>
14	<u>Dedicated Marijuana Account Appropriation for</u>	
15	<u>Cannabis</u>	
16	<u>Excise Tax distributions pursuant to Engrossed</u>	
17	<u>Second Substitute Senate Bill No. 5796 (cannabis</u>	
18	<u>revenue)</u>	
19	<u>\$25,243,000</u>	
20	General Fund Appropriation for Habitat Conservation	
21	Program distributions.	\$5,754,000
22	General Fund Appropriation for payment in lieu of	
23	taxes to counties under Department of Fish and	
24	Wildlife Program.	\$4,040,000
25	Puget Sound Taxpayer Accountability Account	
26	Appropriation for distribution to counties in	
27	amounts not to exceed actual deposits into the	
28	account and attributable to those counties'	
29	share pursuant to RCW 43.79.520..	((\$33,460,000))
30		<u>\$51,983,000</u>
31	Manufacturing and Warehousing Job Centers Account	
32	Appropriation for distribution to local taxing	
33	jurisdictions to mitigate the unintended	
34	revenue redistributions effect of sourcing law	
35	changes pursuant to Engrossed Substitute House	
36	Bill No. 1521 (warehousing & manufacturing	
37	jobs). ((If Engrossed Substitute House	
38	Bill No. 1521 (warehousing &	
39	manufacturing jobs) is not enacted by	
40	June 30, 2021, this distribution is	

1 to all cities ratably based on population as last determined by the
2 office of financial management. The distributions to any city that
3 substantially decriminalizes or repeals its criminal code after July
4 1, 1990, and that does not reimburse the county for costs associated
5 with criminal cases under RCW 3.50.800 or 3.50.805(2), shall be made
6 to the county in which the city is located. This funding is provided
7 to cities for the costs of implementing criminal justice legislation
8 including, but not limited to: Chapter 206, Laws of 1998 (drunk
9 driving penalties); chapter 207, Laws of 1998 (DUI penalties);
10 chapter 208, Laws of 1998 (deferred prosecution); chapter 209, Laws
11 of 1998 (DUI/license suspension); chapter 210, Laws of 1998 (ignition
12 interlock violations); chapter 211, Laws of 1998 (DUI penalties);
13 chapter 212, Laws of 1998 (DUI penalties); chapter 213, Laws of 1998
14 (intoxication levels lowered); chapter 214, Laws of 1998 (DUI
15 penalties); and chapter 215, Laws of 1998 (DUI provisions).

16 **Sec. 804 .**

17 2021 c 334 s 805 (uncodified) is amended to read as follows:

18 **FOR THE STATE TREASURER—TRANSFERS**

19 Dedicated Marijuana Account: For transfer to the
20 basic health plan trust account, the lesser of
21 the amount determined pursuant to RCW 69.50.540
22 or this amount for fiscal year 2022,

23 ~~((\$255,000,000))~~ \$265,000,000

24 and this amount

25 for fiscal year 2023, ~~((\$265,000,000))~~

26 \$268,000,000

27 ~~((\$520,000,000))~~

28 \$533,000,000

29 Dedicated Marijuana Account: For transfer to the
30 state general fund, the lesser of the amount
31 determined pursuant to RCW 69.50.540 or this
32 amount for fiscal year 2022, ~~((\$195,000,000))~~

33 \$202,000,000 and this amount for fiscal

34 year 2023, \$200,000,000. . . . ~~((\$395,000,000))~~

35 \$402,000,000

36 Tobacco Settlement Account: For transfer to the
37 state general fund, in an amount not to exceed
38 the actual amount of the annual base payment to
39 the tobacco settlement account for fiscal year

1 trust fund, \$10,000,000 for fiscal year 2022. . . . \$10,000,000

2 General Fund: For transfer to the forest resiliency

3 account trust fund, \$6,000,000 for fiscal year

4 2022. \$6,000,000

5 Streamlined Sales and Use Tax Mitigation Account:

6 For transfer to the general fund, \$3,186,000 or

7 as much thereof that represents the balance in

8 the account for fiscal year 2022

9 \$3,186,000

10 General Fund: For transfer to the municipal criminal

11 justice assistance account for fiscal year

12 2022 \$761,000

13 General Fund: For transfer to the wildfire response,

14 forest restoration, and community resilience

15 account, solely for the implementation of

16 chapter 298, Laws of 2021 (2SHB 1168)

17 (long-term forest health), \$12,475,000 for

18 fiscal year 2022 and \$74,632,000 for fiscal

19 year 2023

20 \$87,107,000

21 General Fund: For transfer to the state drought

22 preparedness and response account, \$4,500,000

23 for fiscal year 2022 and \$4,500,000 for fiscal

24 year 2023

25 \$9,000,000

26 General Fund: For transfer to the Washington rescue

27 plan

28 transition account, \$1,100,000,000 for fiscal

29 year

30 2023 \$1,100,000,000

(End of part)

1 **PART IX**
2 **MISCELLANEOUS**

3 NEW SECTION.

4 **Sec.**

5 **901**

6 .

7 A new section is added to 2021 c 334 (uncodified) to read as follows:

8 **COLLECTIVE BARGAINING AGREEMENTS**

9 Subsections (2) in sections 902 through 927 and 934 through 937
10 of this act represent the results of the collective bargaining
11 process from reopening the 2021-2023 contracts for the limited
12 purpose of bargaining over compensation, and are described in general
13 terms. Only major economic terms are included in the descriptions.
14 These descriptions do not contain the complete contents of the
15 agreements. The collective bargaining agreements contained in Part IX
16 of this act may also be funded by expenditures from nonappropriated
17 accounts. If positions are funded with lidded grants or dedicated
18 fund sources with insufficient revenue, additional funding from other
19 sources is not provided. Funding is not provided for compensation and
20 fringe benefit provisions not presented to the legislature during the
21 2021 legislative session, and that came into effect prior to approval
22 by the legislature during the 2022 legislative session.

23 **Sec.**

24 **902**

25 .

26 2021 c 334 s 909 (uncodified) is amended to read as follows:

27 **COLLECTIVE BARGAINING AGREEMENT—WFSE**

28 (1) An agreement has been reached between the governor
29 and the Washington federation of state employees under the provisions
30 of chapter 41.80 RCW for the 2021-2023 fiscal biennium. Funding is
31 provided to fund the agreement, which does not include wage
32 increases, but does include 24 furlough days for employees in
33 positions that do not require the position to be backfilled.

34 (2) An agreement has been reached between the governor
35 and the Washington federation of state employees under the provisions
36 of chapter 41.80 RCW for fiscal year 2023. The agreement includes and
funding is provided for a general wage increase of 3.25 percent for
fiscal year 2023 and a lump sum payment for employees who were
employed continuously starting on or before July 1, 2021, through
June 30, 2022.

1 the provisions of chapter 41.80 RCW for the 2021-2023 fiscal
2 biennium. Funding is provided to fund the agreement, which does not
3 include wage increases, but does include 24 furlough days for
4 employees in positions that do not require the position to be
5 backfilled.

6 (2) An agreement has been reached between the governor
7 and the service employees international union healthcare 1199nw under
8 the provisions of chapter 41.80 RCW for fiscal year 2023. The
9 agreement includes and funding is provided for a general wage
10 increase of 3.25 percent for fiscal year 2023 and a retention bonus
11 payable in two equal installments.

12 **Sec. 906 .**

13 2021 c 334 s 913 (uncodified) is amended to read as follows:

14 **COLLECTIVE BARGAINING AGREEMENT—COALITION OF UNIONS**

15 (1) An agreement has been reached between the governor
16 and the coalition of unions under the provisions of chapter 41.80 RCW
17 for the 2021-2023 fiscal biennium. Funding is provided to fund the
18 agreement, which includes 24 furlough days for employees in positions
19 that do not require the position to be backfilled. Funding is also
20 provided for a 2.5 percent wage increase for fiscal year 2022 and a
21 2.5 percent wage increase for fiscal year 2023 for the department of
22 corrections marine vessel operators.

23 (2) An agreement has been reached between the governor
24 and the coalition of unions under the provisions of chapter 41.80 RCW
25 for fiscal year 2023. The agreement includes and funding is provided
26 for a general wage increase of 3.25 percent for fiscal year 2023 and
27 a lump sum payment for employees hired before July 1, 2022.

28 **Sec. 907 .**

29 2021 c 334 s 914 (uncodified) is amended to read as follows:

30 **COLLECTIVE BARGAINING AGREEMENT—ASSOCIATION OF WASHINGTON ASSISTANT**
31 **ATTORNEYS GENERAL/WFSE**

32 (1) An agreement has been reached between the governor
33 and the association of Washington assistant attorneys general/
34 Washington federation of state employees under the provisions of
35 chapter 41.80 RCW for the 2021-2023 fiscal biennium. Funding is
36 provided to fund the agreement, which includes some minor
37 modifications but does not include wage increases. In addition, the
38 agreement includes 24 furlough days for designated positions.

1 **COLLECTIVE BARGAINING AGREEMENT—WFESE HIGHER EDUCATION COMMUNITY**
2 **COLLEGE COALITION**

3 (1) An agreement has been reached between the governor
4 and the Washington federation of state employees community college
5 coalition under the provisions of chapter 41.80 RCW for the 2021-2023
6 fiscal biennium. Funding is provided to fund the agreement, which
7 does not include wage increases.

8 (2) An agreement has been reached between the governor
9 and the Washington federation of state employees community college
10 coalition under the provisions of chapter 41.80 RCW for fiscal year
11 2023. The agreement includes and funding is provided for a general
12 wage increase of 3.25 percent for fiscal year 2023 and a lump sum
13 payment for employees hired before July 1, 2022.

14 **Sec.**

14 **912**

15 2021 c 334 s 919 (uncodified) is amended to read as follows:

16 **COLLECTIVE BARGAINING AGREEMENT—WPEA HIGHER EDUCATION COMMUNITY**
17 **COLLEGE COALITION**

18 (1) An agreement has been reached between the governor
19 and the Washington public employees association community college
20 coalition under the provisions of chapter 41.80 RCW for the 2021-2023
21 fiscal biennium. Funding is provided to fund the agreement, which
22 does not include wage increases.

23 (2) An agreement has been reached between the governor
24 and the Washington public employees association community college
25 coalition under the provisions of chapter 41.80 RCW for fiscal year
26 2023. The agreement includes and funding is provided for a general
27 wage increase of 3.25 percent for fiscal year 2023 and a lump sum
28 payment for employees hired before July 1, 2022.

29 **Sec.**

29 **913**

30 2021 c 334 s 920 (uncodified) is amended to read as follows:

31 **COLLECTIVE BARGAINING AGREEMENT—WSP TROOPERS ASSOCIATION**

32 (1) An agreement has been reached between the governor
33 and the Washington state patrol troopers association under the
34 provisions of chapter 41.56 RCW for the 2021-2023 fiscal biennium.
35 Funding is provided to fund the agreement, which does not include
36 general wages increases but does provide the ability to request to

1 reopen the compensation article for the purpose of bargaining base
2 rate of pay for fiscal year 2023.

3 (2) An agreement has been reached between the governor
4 and the Washington state patrol troopers association under the
5 provisions of chapter 41.56 RCW for fiscal year 2023. The agreement
6 includes and funding is provided for a general wage increase of 10
7 percent for fiscal year 2023.

8 **Sec.**

9 **914**

2021 c 334 s 921 (uncodified) is amended to read as follows:

10 **COLLECTIVE BARGAINING AGREEMENT—WSP LIEUTENANTS AND CAPTAINS**
11 **ASSOCIATION**

12 (1) An agreement has been reached between the governor
13 and the Washington state patrol lieutenants and captains association
14 under the provisions of chapter 41.56 RCW for the 2021-2023 fiscal
15 biennium. Funding is provided to fund the agreement, which does not
16 include general wages increases but does provide the ability to
17 request to reopen the compensation article for the purpose of
18 bargaining base rate of pay for fiscal year 2023.

19 (2) An agreement has been reached between the governor
20 and the Washington state patrol lieutenants and captains association
21 under the provisions of chapter 41.56 RCW for fiscal year 2023. The
22 agreement includes and funding is provided for a general wage
23 increase of 10 percent for fiscal year 2023.

24 **Sec.**

25 **915**

2021 c 334 s 922 (uncodified) is amended to read as follows:

26 **COLLECTIVE BARGAINING AGREEMENT—WPEA**

27 (1) An agreement has been reached between the governor
28 and the Washington public employees association general government
29 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal
30 biennium. Funding is provided to fund the agreement, which includes
31 some minor modifications but does not include wage increases. In
32 addition, the agreement includes 24 furlough days for designated
33 positions.

34 (2) An agreement has been reached between the governor
35 and the Washington public employees association general government
36 under the provisions of chapter 41.80 RCW for fiscal year 2023. The
37 agreement includes and funding is provided for a general wage

1 increase of 3.25 percent for fiscal year 2023 and a lump sum payment
2 for employees hired before July 1, 2022.

3 **Sec. 916 .**

4 2021 c 334 s 923 (uncodified) is amended to read as follows:

5 **COLLECTIVE BARGAINING AGREEMENT—TEAMSTERS LOCAL 117 DEPARTMENT OF**
6 **ENTERPRISE SERVICES**

7 (1) An agreement has not been reached between the
8 governor and the international brotherhood of teamsters local 117
9 pursuant to chapter 41.80 RCW for the 2021-2023 fiscal biennium.
10 Pursuant to RCW 41.80.010(6), funding is provided for fiscal year
11 2022 to fund the terms of the 2019-2021 agreement and for fiscal year
12 2023 to fund the terms according to law.

13 (2) Again, an agreement has not been reached between
14 the governor and the international brotherhood of teamsters local 117
15 department of enterprise services under the provisions of chapter
16 41.80 RCW for fiscal year 2023. Pursuant to RCW 41.80.010(6), the
17 employer may unilaterally implement according to law. Therefore,
18 funding is provided for a general wage increase of 3.25 percent for
19 fiscal year 2023 and a lump sum payment for employees hired before
20 July 1, 2022.

21 **NEW SECTION. Sec. 917 .**

22 A new section is added to 2021 c 334 (uncodified) to read as follows:

23

24 **COLLECTIVE BARGAINING AGREEMENT—TEAMSTERS LOCAL 117 DEPARTMENT OF**
25 **CORRECTIONS**

26 An agreement has been reached between the governor and the
27 international brotherhood of teamsters local 117 department of
28 corrections through an interest arbitration award pursuant to chapter
29 41.80 RCW for the 2021-2023 fiscal biennium. The interest arbitration
30 award included and funding is provided for a general wage increase of
31 4 percent, targeted wage increases, a lump sum payment for all
32 employees, and premium pay for working on McNeil Island.

33 **Sec. 918 .**

34 2021 c 334 s 924 (uncodified) is amended to read as follows:

35 **COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—SEIU 925**

1 4 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal
2 biennium. Funding is provided to fund the agreement, which does not
3 include changes to compensation or benefits. In addition, the
4 agreement does not include mandatory employee furloughs.

5 (2) An agreement has been reached between the
6 Washington State University and the WSU police guild bargaining unit
7 4 under the provisions of chapter 41.80 RCW for fiscal year 2023. The
8 agreement includes and funding is provided for a general wage
9 increase of 3.3 percent for fiscal year 2023.

10 **Sec. 923 .**

11 2021 c 334 s 932 (uncodified) is amended to read as follows:

12 **COLLECTIVE BARGAINING AGREEMENT—CENTRAL WASHINGTON UNIVERSITY—WFSE**

13 (1) An agreement has been reached between Central
14 Washington University and the Washington federation of state
15 employees under the provisions of chapter 41.80 RCW for the 2021-2023
16 fiscal biennium. Funding is provided to fund the agreement, which
17 does not include either a general wage increase or mandatory employee
18 furloughs.

19 (2) An agreement has been reached between the Central
20 Washington University and the Washington federation of state
21 employees under the provisions of chapter 41.80 RCW for fiscal year
22 2023. The agreement includes any general wage increase and lump sum
23 payment agreed upon in the agreement between the governor and the
24 Washington federation of state employees for general government
25 employees. Therefore, the agreement includes and funding is provided
26 for a general wage increase of 3.25 percent for fiscal year 2023, and
27 a lump sum payment for employees who were employed continuously
28 starting on or before July 1, 2021, through June 30, 2022.

29 **Sec. 924 .**

30 2021 c 334 s 933 (uncodified) is amended to read as follows:

31 **COLLECTIVE BARGAINING AGREEMENT—CENTRAL WASHINGTON UNIVERSITY—PSE**

32 (1) An agreement has been reached between Central
33 Washington University and the public school employees under the
34 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
35 Funding is provided to fund the agreement, which does not include
36 either a general wage increase or mandatory employee furloughs.

37 (2) An agreement has been reached between the Central
38 Washington University and the public school employees under the

1 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
2 includes any general wage increase and lump sum payment agreed upon
3 in the agreement between the governor and the Washington federation
4 of state employees. Therefore, funding is provided for a general wage
5 increase of 3.25 percent for fiscal year 2023, and a lump sum payment
6 for employees who were employed continuously starting on or before
7 July 1, 2021, through June 30, 2022.

8 **Sec. 925 .**

9 2021 c 334 s 934 (uncodified) is amended to read as follows:

10 **COLLECTIVE BARGAINING AGREEMENT—THE EVERGREEN STATE COLLEGE—WFSE**

11 (1) An agreement has been reached between The
12 Evergreen State College and the Washington federation of state
13 employees supervisory and nonsupervisory units under the provisions
14 of chapter 41.80 RCW for the 2021-2023 fiscal biennium. Funding is
15 provided to fund the agreement, which does not include either a
16 general wage increase or mandatory employee furloughs.

17 (2) An agreement has been reached between The
18 Evergreen State College and the Washington federation of state
19 employees under the provisions of chapter 41.80 RCW for fiscal year
20 2023. The agreement includes any general wage increase agreed upon in
21 the agreement between the governor and the Washington federation of
22 state employees for general government employees. Therefore, funding
23 is provided for a general wage increase of 3.25 percent for fiscal
24 year 2023.

25 **Sec. 926 .**

26 2021 c 334 s 935 (uncodified) is amended to read as follows:

27 **COLLECTIVE BARGAINING AGREEMENT—WESTERN WASHINGTON UNIVERSITY—WFSE**

28 (1) An agreement has been reached between Western
29 Washington University and the Washington federation of state
30 employees bargaining units A, B, and E under the provisions of
31 chapter 41.80 RCW for the 2021-2023 fiscal biennium. Funding is
32 provided to fund the agreement, which does not include either a
33 general wage increase or mandatory employee furloughs.

34 (2) An agreement has been reached between Western
35 Washington University and the Washington federation of state
36 employees under the provisions of chapter 41.80 RCW for fiscal year
37 2023. The agreement includes any general wage increase and lump sum
38 payment agreed upon in the agreement between the governor and the

1 Washington federation of state employees for general government
2 employees. Therefore, funding is provided for a general wage increase
3 of 3.25 percent for fiscal year 2023, and a lump sum payment for
4 employees who were employed continuously starting on or before July
5 1, 2021, through June 30, 2022.

6 **Sec. 927 .**

7 2021 c 334 s 936 (uncodified) is amended to read as follows:

8 **COLLECTIVE BARGAINING AGREEMENT—WESTERN WASHINGTON UNIVERSITY—PSE**

9 (1) An agreement has not been reached between Western
10 Washington University and the public school employees bargaining
11 units D and PT under the provisions of chapter 41.80 RCW for the
12 2021-2023 fiscal biennium. Pursuant to RCW 41.80.010(6), funding is
13 provided for fiscal year 2022 to fund the terms of the 2019-2021
14 agreement and for fiscal year 2023 to fund the terms according to
15 law.

16 (2) An agreement has been reached between Western
17 Washington University and the public school employees bargaining
18 units D and PT under the provisions of chapter 41.80 RCW for fiscal
19 year 2023. The agreement includes any general wage increase and lump
20 sum payment agreed upon in the agreement between the governor and the
21 Washington federation of state employees for general government
22 employees. Therefore, funding is provided for a general wage increase
23 of 3.25 percent for fiscal year 2023, and a lump sum payment for
24 employees who were employed continuously starting on or before July
25 1, 2021, through June 30, 2022.

26 **Sec. 928 .**

27 2021 c 334 s 937 (uncodified) is amended to read as follows:

28 **COLLECTIVE BARGAINING AGREEMENT—EASTERN WASHINGTON UNIVERSITY—WFSE**

29 (1) An agreement has been reached between Eastern
30 Washington University and the Washington federation of state
31 employees under the provisions of chapter 41.80 RCW for the 2021-2023
32 fiscal biennium. Funding is provided to fund the agreement, which
33 does not include either a general wage increase or mandatory employee
34 furloughs.

35 (2) An agreement has been reached between Eastern
36 Washington University and the Washington federation of state
37 employees under the provisions of chapter 41.80 RCW for fiscal year

1 2023. Funding is provided to fund a general wage increase of 3.25
2 percent effective July 1, 2022.

3 NEW SECTION. **Sec.** **929** .

4 A new section is added to 2021 c 334 (uncodified) to read as follows:

6 **COLLECTIVE BARGAINING AGREEMENT—EASTERN WASHINGTON UNIVERSITY—PSE**

7 An agreement has been reached between Eastern Washington
8 University and the public school employees under the provisions of
9 chapter 41.80 RCW for the fiscal year 2023. Funding is provided to
10 fund a general wage increase of 3.25 percent effective July 1, 2022.

11 **Sec.** **930** .

12 2021 c 334 s 939 (uncodified) is amended to read as follows:

13 **COLLECTIVE BARGAINING AGREEMENT—HIGHLINE COMMUNITY COLLEGE—WPEA**

14 (1) An agreement has been reached between Highline
15 Community College and the Washington public employees association
16 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal
17 biennium. Funding is provided to fund the agreement, which does not
18 include either a general wage increase or mandatory employee
19 furloughs.

20 (2) For fiscal year 2023 employees covered by
21 Washington public employees association at the Highline Community
22 College are included in the coalition agreement in section 912 of
23 this act.

24 NEW SECTION. **Sec.** **931** .

25 A new section is added to 2021 c 334 (uncodified) to read as follows:

27 **COLLECTIVE BARGAINING AGREEMENT—YAKIMA VALLEY COLLEGE—WPEA**

28 An agreement has been reached between Yakima Valley College and
29 the Washington public employees' association under the provisions of
30 chapter 41.80 RCW for the fiscal year 2023. Funding is provided to
31 fund a general wage increase of 3.25 percent and other terms
32 effective July 1, 2022.

33 **Sec.** **932** .

34 2021 c 334 s 940 (uncodified) is amended to read as follows:

1 **COMPENSATION—REPRESENTED EMPLOYEES—HEALTH CARE COALITION—INSURANCE**
2 **BENEFITS**

3 An agreement was reached for the 2021-2023 biennium between the
4 governor and the health care coalition under the provisions of
5 chapter 41.80 RCW. Appropriations in this act for state agencies,
6 including institutions of higher education, are sufficient to
7 implement the provisions of the 2021-2023 collective bargaining
8 agreement, which maintains the provisions of the prior agreement,
9 other than provision of gift cards through the wellness program, and
10 are subject to the following conditions and limitations:

11 The monthly employer funding rate for insurance benefit premiums,
12 public employees' benefits board administration, and the uniform
13 medical plan, shall not exceed \$936 per eligible employee for fiscal
14 year 2022. For fiscal year 2023, the monthly employer funding rate
15 shall not exceed (~~(\$1,091)~~) \$1,130 per eligible employee.

16 The board shall collect a twenty-five dollar per month surcharge
17 payment from members who use tobacco products and a surcharge payment
18 of not less than fifty dollars per month from members who cover a
19 spouse or domestic partner where the spouse or domestic partner has
20 chosen not to enroll in another employer-based group health insurance
21 that has benefits and premiums with an actuarial value of not less
22 than ninety-five percent of the actuarial value of the public
23 employees' benefits board plan with the largest enrollment. The
24 surcharge payments shall be collected in addition to the member
25 premium payment if directed by the legislature.

26 **Sec.**

933

27 2021 c 334 s 941 (uncodified) is amended to read as follows:

28 **COMPENSATION—REPRESENTED EMPLOYEES OUTSIDE HEALTH CARE COALITION—**
29 **INSURANCE BENEFITS**

30 Appropriations for state agencies in this act are sufficient for
31 represented employees outside the coalition for health benefits, and
32 are subject to the following conditions and limitations: The monthly
33 employer funding rate for insurance benefit premiums, public
34 employees' benefits board administration, and the uniform medical
35 plan, may not exceed \$936 per eligible employee for fiscal year 2022.
36 For fiscal year 2023, the monthly employer funding rate may not
37 exceed (~~(\$1,091)~~) \$1,130 per eligible employee.

2021 c 334 s 942 (uncodified) is amended to read as follows:

COMPENSATION—SCHOOL EMPLOYEES—INSURANCE BENEFITS

An agreement was reached for the 2021-2023 biennium between the governor and the school employee coalition under the provisions of chapters 41.56 and 41.59 RCW. Appropriations in this act for allocations to school districts are sufficient to implement the provisions of the 2021-2023 collective bargaining agreement, which maintains the provisions of the prior agreement, and are subject to the following conditions and limitations:

(1) The monthly employer funding rate for insurance benefit premiums, school employees' benefits board administration, retiree remittance, and the uniform medical plan, shall not exceed \$968 per eligible employee in the 2021-22 school year. For the 2022-23 school year, the monthly employer funding rate shall not exceed (~~(\$1,032)~~) \$1,026 per eligible employee. Employers will contribute one hundred percent of the retiree remittance defined in (~~section 943 of this act~~) section 935 of this act, which is included as part of the above monthly employer funding rate. These rates are sufficient to cover the cost to provide virtual access to behavioral health resources and interventions and case management.

(2) For the purposes of distributing insurance benefits, certificated staff units as determined in section 504 of this act will be multiplied by 1.02 and classified staff units as determined in section 504 of this act will be multiplied by 1.43.

(3) Except as provided by the parties' health care agreement, in order to achieve the level of funding provided for health benefits, the school employees' benefits board shall require any or all of the following: Employee premium copayments, increases in point-of-service cost sharing, the implementation of managed competition, or other changes to benefits consistent with RCW 41.05.740. The board shall collect a twenty-five dollar per month surcharge payment from members who use tobacco products and a surcharge payment of not less than fifty dollars per month from members who cover a spouse or domestic partner where the spouse or domestic partner has chosen not to enroll in another employer-based group health insurance that has benefits and premiums with an actuarial value of not less than ninety-five percent of the actuarial value of the public employees' benefits board plan with the largest enrollment. The surcharge payments shall

1 be collected in addition to the member premium payment if directed by
2 the legislature.

3 (4) The health care authority shall deposit any moneys received
4 on behalf of the school employees' medical plan as a result of
5 rebates on prescription drugs, audits of hospitals, subrogation
6 payments, or any other moneys recovered as a result of prior uniform
7 medical plan claims payments, into the school employees' and
8 retirees' insurance account to be used for insurance benefits. Such
9 receipts may not be used for administrative expenditures.

10 **Sec. 935 .**

11 2021 c 334 s 943 (uncodified) is amended to read as follows:

12 **COMPENSATION—NONREPRESENTED EMPLOYEES—INSURANCE BENEFITS**

13 Appropriations for state agencies in this act are sufficient for
14 nonrepresented state employee health benefits for state agencies,
15 including institutions of higher education, and are subject to the
16 following conditions and limitations:

17 (1) The employer monthly funding rate for insurance benefit
18 premiums, public employees' benefits board administration, and the
19 uniform medical plan, shall not exceed \$936 per eligible employee for
20 fiscal year 2022. For fiscal year 2023, the monthly employer funding
21 rate shall not exceed (~~(\$1,091)~~) \$1,130 per eligible employee. These
22 rates assume the use of plan surplus from the 2019-2021 fiscal
23 biennium in fiscal year 2022.

24 (2) The health care authority, subject to the approval of the
25 public employees' benefits board, shall provide subsidies for health
26 benefit premiums to eligible retired or disabled public employees and
27 school district employees who are eligible for medicare, pursuant to
28 RCW 41.05.085. For calendar years 2022 and 2023, the subsidy shall be
29 up to \$183 per month. Funds from reserves accumulated for future
30 adverse claims experience, from past favorable claims experience, or
31 otherwise, may not be used to increase this retiree subsidy beyond
32 what is authorized by the legislature in this subsection.

33 (3) School districts and educational service districts shall
34 remit to the health care authority for deposit into the public
35 employees' and retirees' insurance account established in RCW
36 41.05.120 the following amounts:

37 (a) For each full-time employee, \$72.08 per month beginning
38 September 1, 2021, and \$80.04 beginning September 1, 2022;

1 (b) For each part-time employee, who at the time of the
2 remittance is employed in an eligible position as defined in RCW
3 41.32.010 or 41.40.010 and is eligible for employer fringe benefit
4 contributions for basic benefits, \$72.08 each month beginning
5 September 1, 2021, and \$80.04 beginning September 1, 2022, prorated
6 by the proportion of employer fringe benefit contributions for a
7 full-time employee that the part-time employee receives. The
8 remittance requirements specified in this subsection do not apply to
9 employees of a technical college, school district, or educational
10 service district who purchase insurance benefits through contracts
11 with the health care authority.

12 NEW SECTION. **Sec. 936** .
13 A new section is added to 2021 c 334 (uncodified) to read as follows:
14

15 **INITIATIVE 732 COST-OF-LIVING INCREASES**

16 Part 6 of this act includes funding for a cost of living
17 adjustment for state employees pursuant to Initiative Measure No. 732
18 for a total increase of 4.743 percent, effective July 1, 2022.

19 NEW SECTION. **Sec. 937** .
20 A new section is added to 2021 c 334 (uncodified) to read as follows:
21

22 **GENERAL WAGE INCREASES**

23 (1) Appropriations for state agency employee compensation in this
24 act are sufficient to provide general wage increases to state agency
25 employees and employees of institutions of higher education, who are
26 not represented or who bargain under statutory authority other than
27 chapter 41.80 or 47.64 RCW or RCW 41.56.473 or 41.56.475.

28 (2) Funding is provided for a 3.25 percent salary increase
29 effective July 1, 2022, for all classified employees as specified in
30 subsection (1) of this section, employees in the Washington
31 management service, and exempt employees under the jurisdiction of
32 the office of financial management. The appropriations are also
33 sufficient to fund a 3.25 percent salary increase effective July 1,
34 2022, for executive, legislative, and judicial branch employees
35 exempt from merit system rules whose maximum salaries are not set by
36 the commission on salaries of elected officials.

2021 c 334 s 945 (uncodified) is amended to read as follows:

**COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—WFSE LANGUAGE
ACCESS PROVIDERS**

(1) An agreement has been 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. Funding is provided for an in-person interpreting rate increase of \$0.12 per hour for each of fiscal year 2022 and fiscal year 2023. In addition, other terms of the agreement that are funded include a continuation of the social service mileage premium.

(2) An agreement has been 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. The agreement includes and funding is provided for an hourly rate increase of \$1.04 for fiscal year 2023.

2021 c 334 s 946 (uncodified) is amended to read as follows:

**COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—SEIU LOCAL 775
HOME CARE WORKERS**

(1) An agreement has been reached between the governor and the service employees international union local 775 through an interest arbitration award under the provisions of chapter 74.39A RCW and 41.56 RCW for the 2021-2023 fiscal biennium. Funding is provided for the arbitration award that includes increases to wages and benefits and certain improvements in the second year of the agreement. Wages are increased approximately 3 percent over the biennium. Health care contributions are increased 5 percent each year of the agreement. Beginning July 1, 2022, individual providers will receive credit on the wage scale for verifiable hours worked for a related home care agency and time and one-half pay for hours worked on two holidays (Independence Day and New Year's Eve).

(2) An agreement has been reached between the governor and the service employees international union local 775 under the provisions of chapter 74.39A RCW and chapter 41.56 RCW for fiscal year 2023. The agreement includes and funding is provided for an increase to the base rate for fiscal year 2023. This approval of funding applies only to those compensation and fringe benefit terms

1 with economic terms explicitly set forth in the contract submitted to
2 the legislature for approval. To the extent that future compensation
3 provisions are negotiated through a memorandum of understanding, due
4 to changes in federal funding formula or other reasons, those
5 additional provisions may not take effect until subsequently
6 submitted to, and approved by, the legislature.

7 **Sec. 940 .**

8 2021 c 334 s 947 (uncodified) is amended to read as follows:

9 **COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—SEIU LOCAL 925**
10 **CHILDCARE WORKERS**

11 (1) An agreement has been reached between the governor
12 and the service employees international union local 925 under the
13 provisions of chapter 41.56 RCW for the 2021-2023 fiscal biennium.
14 Funding is provided for an increase in the hourly rate of care
15 provided by family, friends, and neighbor providers (FFNs) in fiscal
16 year 2023 from \$2.65 to \$3.00. The agreement maintains the current
17 subsidy rates for licensed providers for fiscal year 2022 and
18 includes an agreement to bargain over possible adjustments to rates
19 for fiscal year 2023. In addition, the agreement includes and funding
20 is provided to increase the rate paid to providers who reach level
21 3.5 of the state's early achievers quality rating system by 2
22 percent, bringing the rate to 15 percent above the base subsidy rate.
23 Lastly, the agreement includes and funding is provided to increase
24 the nonstandard hour care rate from \$80.00 to \$90.00 per child per
25 month.

26 (2) An agreement has been reached between the governor
27 and the service employees international union local 925 under the
28 provisions of chapter 41.56 RCW for fiscal year 2023. The agreement
29 includes and funding is provided for a cost of care rate enhancement
30 for fiscal year 2023.

31 **Sec. 941 .**

32 2021 c 334 s 948 (uncodified) is amended to read as follows:

33 **COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—ADULT FAMILY**
34 **HOME COUNCIL**

35 (1) An agreement has been reached between the governor
36 and the adult family home council under the provisions of chapter
37 41.56 RCW for the 2021-2023 fiscal biennium. Funding is provided for
38 a 3 percent increase to the wages and administrative component of the

1 base daily rate adult family home providers receive for CARE
2 classifications A through D beginning July 1, 2021, and a 3 percent
3 increase in E classifications beginning July 1, 2022. The agreement
4 also includes and funds are provided for a one-time, 3 percent
5 increase to the health care and mandatory training components of the
6 rates beginning July 1, 2021.

7 (2) An agreement has been reached between the governor
8 and the adult family home council under the provisions of chapter
9 41.56 RCW for fiscal year 2023. The agreement includes and funding is
10 provided for an increase to the base rate and increase in the
11 training contribution for fiscal year 2023.

12 NEW SECTION.

13 **Sec.**

14 **942**

15 A new section is added to 2021 c 334 (uncodified) to read as follows:

16 **COMPENSATION—PENSION CONTRIBUTIONS**

17 Appropriations to state agencies include funding for an increase
18 in pension contribution rates for several state pension systems as
19 provided in this section.

20 (1) An increase of 0.14 percent is funded for state employer
21 contributions to the public employees' retirement system, the public
22 safety employees' retirement systems, and the school employees'
23 retirement system. An increase of 0.27 percent for employer
24 contributions to the teachers' retirement system is funded. These
25 increases are provided for the purpose of a one-time, ongoing pension
26 increase for retirees in the public employees' retirement system plan
27 1 and teachers' retirement system plan 1, as provided in Substitute
28 Senate Bill No. 5676 (providing a benefit increase to certain
29 retirees of the public employees' retirement system plan 1 and the
30 teachers' retirement system plan 1). If the bill is not enacted by
31 June 30, 2022, this subsection shall lapse.

32 (2) An increase of 0.10 percent is funded for state employer
33 contributions to the public safety employees' retirement system.
34 These increases are provided for the cost to provide an enhanced
35 disability benefit to members of this system who experience a
36 qualifying catastrophic disability on the job, as provided in House
37 Bill No. 1669 (PSERS disability benefits). If the bill is not enacted
by June 30, 2022, this subsection shall lapse.

2 A new section is added to 2021 c 334 (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 **Sec. 944 .**

20 2021 c 334 s 1002 (uncodified) is amended to read as follows:

21 (1) The Washington state criminal sentencing task force is
22 established.

23 (2) The task force is composed of members as provided in this
24 subsection.

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

27 (b) The speaker of the house of representatives shall appoint one
28 member from each of the two largest caucuses of the house of
29 representatives.

30 (c) The president of the senate and the speaker of the house of
31 representatives jointly shall appoint members representing the
32 following:

33 (i) The office of the governor;

34 (ii) Caseload forecast council;

35 (iii) Department of corrections;

36 (iv) Sentencing guidelines commission;

37 (v) Statewide family council administered by the department of
38 corrections;

39 (vi) Statewide reentry council;

- 1 (vii) Superior court judges' association;
- 2 (viii) Washington association of criminal defense attorneys or
- 3 the Washington defender association;
- 4 (ix) Washington association of prosecuting attorneys;
- 5 (x) Washington association of sheriffs and police chiefs;
- 6 (xi) Washington state association of counties;
- 7 (xii) Washington state minority and justice commission;
- 8 (xiii) A labor organization representing active law enforcement
- 9 officers in Washington state;

10 (xiv) Two different community organizations representing the
11 interests of incarcerated persons; and

12 (xv) Two different community organizations or other entities
13 representing the interests of crime victims.

14 (3) The legislative membership shall convene the initial meeting
15 of the task force no later than September 1, 2019. The membership
16 shall select the task force's cochairs, which must include one
17 legislator and one nonlegislative member.

18 (4) The task force shall review state sentencing laws, including
19 a consideration of the report of the sentencing guidelines commission
20 required by section 129, chapter 299, Laws of 2018. The task force
21 shall develop recommendations for the purpose of:

- 22 (a) Reducing sentencing implementation complexities and errors;
- 23 (b) Improving the effectiveness of the sentencing system; and
- 24 (c) Promoting and improving public safety.

25 (5) The task force shall submit an initial report, including
26 findings and recommendations, to the governor and the appropriate
27 committees of the legislature by December 31, 2019. The task force
28 shall submit a final report by December 31, ~~((2020))~~2022.

29 (6)(a) The William D. Ruckelshaus center shall administer and
30 provide staff support and facilitation services to the task force.
31 The center may, when deemed necessary by the task force, contract
32 with one or more appropriate consultants to provide data analysis,
33 research, and other services to the task force for the purposes
34 provided in subsection (4) of this section.

35 (b) The caseload forecast council shall provide information, data
36 analysis, and other necessary assistance upon the request of the task
37 force.

38 (7) 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 (8) This section expires June 30, (~~2022~~)2023.

5 NEW SECTION.

Sec.

945

6 A new section is added to 2021 c 334 (uncodified) to read as follows:

7 (1) The joint legislative task force on best practices for
8 broadband deployment is created.

9 (2) The task force membership is composed of:

10 (a) One member from each of the two largest caucuses of the
11 senate, appointed by the president of the senate;

12 (b) One member from each of the two largest caucuses of the house
13 of representatives, appointed by the speaker of the house of
14 representatives;

15 (c) The director of the department of commerce or the director's
16 designee;

17 (d) The director of the department of transportation or the
18 director's designee; and

19 (e) The secretary of the utilities and transportation commission
20 or the secretary's designee; and

21 (f) Additional members to be appointed by the president of the
22 senate and the speaker of the house of representatives, as follows:

23 (i) A representative from the association of Washington cities;

24 (ii) A representative from the Washington state association of
25 counties;

26 (iii) A representative from a telecommunications infrastructure
27 provider; and

28 (iv) A representative from an organization providing rural
29 telecommunications services.

30 (3) The task force must conduct the following activities:

31 (a) Review existing state and local permitting processes for
32 broadband infrastructure in Washington state;

33 (b) Review relevant best practices in other states for the
34 deployment of broadband and their potential application in Washington
35 state;

36 (c) Examine any state or federal laws that limit the deployment
37 of broadband and develop recommendations for modifications; and

1 (d) By December 1, 2022, submit a report of the task force's
2 findings and recommendations to the appropriate committees of the
3 legislature.

4 (4) The task force must choose cochairs from among its
5 legislative membership. The legislative members must convene the
6 initial meeting of the task force. All meetings of the task force
7 must be scheduled and conducted in accordance with the requirements
8 of both the senate and the house of representatives.

9 (5) Staff support for the task force is provided by the
10 facilitator contracted by the department of commerce.

11 (6) Legislative members of the task force are reimbursed for
12 travel expenses in accordance with RCW 44.04.120. Nonlegislative
13 members are not entitled to be reimbursed for travel expenses if they
14 are elected officials or are participating on behalf of an employer,
15 governmental entity, or other organization. Any reimbursement for
16 other nonlegislative members is subject to chapter 43.03 RCW.

17 (7) Except for the costs of the contracted facilitator, the
18 expenses of the task force must be paid jointly by the senate and the
19 house of representatives, and task force expenditures and meetings
20 are subject to approval by the senate facilities and operations
21 committee and the house of representatives executive rules committee,
22 or their successor committees.

23 NEW SECTION.

Sec.

946

.

24 A new section is added to chapter 43.79 RCW to read as follows:

25 The capital community assistance account is created in the state
26 treasury. Revenues to the account shall consist of appropriations and
27 transfers by the legislature and all other moneys directed for
28 deposit into the account. Moneys in the account may be spent only
29 after appropriation. Moneys in the account may be used for capital
30 costs to provide community support services, and for infrastructure
31 and other capital expenditures to support the well-being of
32 communities.

33 NEW SECTION.

Sec.

947

.

34 A new section is added to chapter 43.79 RCW to read as follows:

35 (1) The community reinvestment account is created in the state
36 treasury. Revenues to the account shall consist of appropriations and
37 transfers by the legislature and all other moneys directed for

1 deposit into the account. Moneys in the account may be spent only
2 after appropriation.

3 (2) Expenditures from the account may be used by the department
4 of commerce for:

5 (a) Economic development, which includes addressing wealth
6 disparities to promote asset building such as home ownership and
7 expanding access to financial resources including, but not limited
8 to, grants and loans for small businesses and entrepreneurs,
9 financial literacy training, and other small business training and
10 support activities;

11 (b) Civil and criminal legal assistance to provide postconviction
12 relief and case assistance, including the expungement of criminal
13 records and vacation of criminal convictions;

14 (c) Community-based violence intervention and prevention
15 services, which may include after-school programs focused on
16 providing education and mentorship to youths; and

17 (d) Reentry services to facilitate successful transitions for
18 persons formerly incarcerated in an adult correctional facility or
19 juvenile residential facility in Washington.

20 (3) The distribution of the grants under this section must be
21 done in collaboration with the governor's office of Indian affairs
22 and "by and for community organizations" as defined by the department
23 of commerce and the office of equity.

24 NEW SECTION. **Sec.** **948** .

25 A new section is added to chapter 43.330 RCW to read as follows:

26 The electric vehicle incentive account is created in the state
27 treasury. Revenues to the account shall consist of appropriations and
28 transfers by the legislature and all other moneys directed for
29 deposit into the account. Moneys in the account may only be spent
30 after appropriation. Expenditures from the account may be used for
31 programs and incentives that promote the purchase or conversion to
32 alternative fuel vehicles to further state climate goals under RCW
33 70A.45.020 and environmental justice goals under 70A.02 RCW,
34 including but not limited to:

35 (1) Income-qualified grant programs to retire vehicles and
36 replace them with alternative fuel vehicles;

37 (2) Programs to provide grants for the installation of electric
38 vehicle infrastructure to support electric vehicle adoption; and

1 (3) Programs to conduct research and public outreach regarding
2 adoption of alternative fuel vehicles.

3 **Sec.**

949

4 RCW 28B.92.205 and 2019 c 406 s 20 are each amended to read as
5 follows:

6 In addition to other eligibility requirements outlined in this
7 chapter, students who demonstrate financial need are eligible to
8 receive the Washington college grant. Financial need is as follows:

9 (1) Until academic year 2020-21, students with family incomes
10 between zero and fifty percent of the state median family income,
11 adjusted for family size, shall receive the maximum Washington
12 college grant as defined in RCW 28B.92.030. Grants for students with
13 incomes between fifty-one and seventy percent of the state median
14 family income, adjusted for family size, shall be prorated at the
15 following percentages of the maximum Washington college grant amount:

16 (a) Seventy percent for students with family incomes between
17 fifty-one and fifty-five percent of the state median family income;

18 (b) Sixty-five percent for students with family incomes between
19 fifty-six and sixty percent of the state median family income;

20 (c) Sixty percent for students with family incomes between sixty-
21 one and sixty-five percent of the state median family income; and

22 (d) Fifty percent for students with family incomes between sixty-
23 six and seventy percent of the state median family income.

24 (2) Beginning with academic year 2020-21, except during the
25 2022-23 academic year, students with family incomes between zero and
26 fifty-five percent of the state median family income, adjusted for
27 family size, shall receive the maximum Washington college grant as
28 defined in RCW 28B.92.030. During the 2022-23 academic year, students
29 with family incomes between zero and 60 percent of the state median
30 family income, adjusted for family size, shall receive the maximum
31 Washington college grant. Grants for students with incomes between
32 fifty-six and one hundred percent of the state median family income,
33 adjusted for family size, shall be prorated at the following
34 percentages of the maximum Washington college grant amount:

35 (a) Seventy percent for students with family incomes between
36 fifty-six and sixty percent of the state median family income, except
37 during the 2022-23 academic year;

38 (b) Sixty percent for students with family incomes between sixty-
39 one and sixty-five percent of the state median family income;

1 (c) Fifty percent for students with family incomes between sixty-
2 six and seventy percent of the state median family income;

3 (d) Twenty-four and one-half percent for students with family
4 incomes between seventy-one and seventy-five percent of the state
5 median family income; and

6 (e) Ten percent for students with family incomes between seventy-
7 six and one hundred percent of the state median family income.

8 **Sec. 950 .**

9 RCW 41.60.050 and 2021 c 334 s 967 are each amended to read as
10 follows:

11 The legislature shall appropriate from the personnel service fund
12 for the payment of administrative costs of the productivity board.
13 However, during the 2015-2017, 2017-2019, and 2019-2021 (~~, and~~
14 ~~2021-2023~~) fiscal biennia, and during fiscal year 2022, the
15 operations of the productivity board shall be suspended.

16 **Sec. 951 .**

17 RCW 41.80.010 and 2021 c 334 s 968 are each amended to read as
18 follows:

19 (1) For the purpose of negotiating collective bargaining
20 agreements under this chapter, the employer shall be represented by
21 the governor or governor's designee, except as provided for
22 institutions of higher education in subsection (4) of this section.

23 (2) (a) (i) Except as otherwise provided, if an exclusive
24 bargaining representative represents more than one bargaining unit,
25 the exclusive bargaining representative shall negotiate with each
26 employer representative as designated in subsection (1) of this
27 section one master collective bargaining agreement on behalf of all
28 the employees in bargaining units that the exclusive bargaining
29 representative represents.

30 (ii) For those exclusive bargaining representatives who represent
31 fewer than a total of five hundred employees each, negotiation shall
32 be by a coalition of all those exclusive bargaining representatives.
33 The coalition shall bargain for a master collective bargaining
34 agreement covering all of the employees represented by the coalition.
35 The governor's designee and the exclusive bargaining representative
36 or representatives are authorized to enter into supplemental
37 bargaining of agency-specific issues for inclusion in or as an
38 addendum to the master collective bargaining agreement, subject to

1 the parties' agreement regarding the issues and procedures for
2 supplemental bargaining. Exclusive bargaining representatives that
3 represent employees covered under chapter 41.06 RCW and exclusive
4 bargaining representatives that represent employees exempt under
5 chapter 41.06 RCW shall constitute separate coalitions and must
6 negotiate separate master collective bargaining agreements. This
7 subsection does not prohibit cooperation and coordination of
8 bargaining between two or more exclusive bargaining representatives.

9 (b) This subsection does not apply to exclusive bargaining
10 representatives who represent employees of institutions of higher
11 education, except when the institution of higher education has
12 elected to exercise its option under subsection (4) of this section
13 to have its negotiations conducted by the governor or governor's
14 designee under the procedures provided for general government
15 agencies in subsections (1) through (3) of this section.

16 (c) If five hundred or more employees of an independent state
17 elected official listed in RCW 43.01.010 are organized in a
18 bargaining unit or bargaining units under RCW 41.80.070, the official
19 shall be consulted by the governor or the governor's designee before
20 any agreement is reached under (a) of this subsection concerning
21 supplemental bargaining of agency specific issues affecting the
22 employees in such bargaining unit.

23 (d) For assistant attorneys general, the governor or the
24 governor's designee and an exclusive bargaining representative shall
25 negotiate one master collective bargaining agreement.

26 (3) The governor shall submit a request for funds necessary to
27 implement the compensation and fringe benefit provisions in the
28 master collective bargaining agreement or for legislation necessary
29 to implement the agreement. Requests for funds necessary to implement
30 the provisions of bargaining agreements shall not be submitted to the
31 legislature by the governor unless such requests:

32 (a) Have been submitted to the director of the office of
33 financial management by October 1 prior to the legislative session at
34 which the requests are to be considered; and

35 (b) Have been certified by the director of the office of
36 financial management as being feasible financially for the state.

37 The legislature shall approve or reject the submission of the
38 request for funds as a whole. The legislature shall not consider a
39 request for funds to implement a collective bargaining agreement
40 unless the request is transmitted to the legislature as part of the

1 governor's budget document submitted under RCW 43.88.030 and
2 43.88.060. If the legislature rejects or fails to act on the
3 submission, either party may reopen all or part of the agreement or
4 the exclusive bargaining representative may seek to implement the
5 procedures provided for in RCW 41.80.090.

6 (4) (a) (i) For the purpose of negotiating agreements for
7 institutions of higher education, the employer shall be the
8 respective governing board of each of the universities, colleges, or
9 community colleges or a designee chosen by the board to negotiate on
10 its behalf.

11 (ii) A governing board of a university or college may elect to
12 have its negotiations conducted by the governor or governor's
13 designee under the procedures provided for general government
14 agencies in subsections (1) through (3) of this section, except that:

15 (A) The governor or the governor's designee and an exclusive
16 bargaining representative shall negotiate one master collective
17 bargaining agreement for all of the bargaining units of employees of
18 a university or college that the representative represents; or

19 (B) If the parties mutually agree, the governor or the governor's
20 designee and an exclusive bargaining representative shall negotiate
21 one master collective bargaining agreement for all of the bargaining
22 units of employees of more than one university or college that the
23 representative represents.

24 (iii) A governing board of a community college may elect to have
25 its negotiations conducted by the governor or governor's designee
26 under the procedures provided for general government agencies in
27 subsections (1) through (3) of this section.

28 (b) Prior to entering into negotiations under this chapter, the
29 institutions of higher education or their designees shall consult
30 with the director of the office of financial management regarding
31 financial and budgetary issues that are likely to arise in the
32 impending negotiations.

33 (c) (i) In the case of bargaining agreements reached between
34 institutions of higher education other than the University of
35 Washington and exclusive bargaining representatives agreed to under
36 the provisions of this chapter, if appropriations are necessary to
37 implement the compensation and fringe benefit provisions of the
38 bargaining agreements, the governor shall submit a request for such
39 funds to the legislature according to the provisions of subsection

1 (3) of this section, except as provided in (c)(iii) of this
2 subsection.

3 (ii) In the case of bargaining agreements reached between the
4 University of Washington and exclusive bargaining representatives
5 agreed to under the provisions of this chapter, if appropriations are
6 necessary to implement the compensation and fringe benefit provisions
7 of a bargaining agreement, the governor shall submit a request for
8 such funds to the legislature according to the provisions of
9 subsection (3) of this section, except as provided in this subsection
10 (4)(c)(ii) and as provided in (c)(iii) of this subsection.

11 (A) If appropriations of less than ten thousand dollars are
12 necessary to implement the provisions of a bargaining agreement, a
13 request for such funds shall not be submitted to the legislature by
14 the governor unless the request has been submitted to the director of
15 the office of financial management by October 1 prior to the
16 legislative session at which the request is to be considered.

17 (B) If appropriations of ten thousand dollars or more are
18 necessary to implement the provisions of a bargaining agreement, a
19 request for such funds shall not be submitted to the legislature by
20 the governor unless the request:

21 (I) Has been submitted to the director of the office of financial
22 management by October 1 prior to the legislative session at which the
23 request is to be considered; and

24 (II) Has been certified by the director of the office of
25 financial management as being feasible financially for the state.

26 (C) If the director of the office of financial management does
27 not certify a request under (c)(ii)(B) of this subsection as being
28 feasible financially for the state, the parties shall enter into
29 collective bargaining solely for the purpose of reaching a mutually
30 agreed upon modification of the agreement necessary to address the
31 absence of those requested funds. The legislature may act upon the
32 compensation and fringe benefit provisions of the modified collective
33 bargaining agreement if those provisions are agreed upon and
34 submitted to the office of financial management and legislative
35 budget committees before final legislative action on the biennial or
36 supplemental operating budget by the sitting legislature.

37 (iii) In the case of a bargaining unit of employees of
38 institutions of higher education in which the exclusive bargaining
39 representative is certified during or after the conclusion of a
40 legislative session, the legislature may act upon the compensation

1 and fringe benefit provisions of the unit's initial collective
2 bargaining agreement if those provisions are agreed upon and
3 submitted to the office of financial management and legislative
4 budget committees before final legislative action on the biennial or
5 supplemental operating budget by the sitting legislature.

6 (5) If, after the compensation and fringe benefit provisions of
7 an agreement are approved by the legislature, a significant revenue
8 shortfall occurs resulting in reduced appropriations, as declared by
9 proclamation of the governor or by resolution of the legislature,
10 both parties shall immediately enter into collective bargaining for a
11 mutually agreed upon modification of the agreement.

12 (6) After the expiration date of a collective bargaining
13 agreement negotiated under this chapter, all of the terms and
14 conditions specified in the collective bargaining agreement remain in
15 effect until the effective date of a subsequently negotiated
16 agreement, not to exceed one year from the expiration date stated in
17 the agreement. Thereafter, the employer may unilaterally implement
18 according to law.

19 (7) (a) For the 2019-2021 fiscal biennium, the legislature may
20 approve funding for a collective bargaining agreement negotiated by a
21 higher education institution and the Washington federation of state
22 employees and ratified by the exclusive bargaining representative
23 before final legislative action on the omnibus appropriations act by
24 the sitting legislature.

25 (b) Subsection (3) (a) and (b) of this section do not apply to
26 requests for funding made pursuant to this subsection.

27 (8) (a) For the 2021-2023 fiscal biennium, the legislature may
28 approve funding for a collective bargaining agreement negotiated by
29 the governor or governor's designee and the Washington public
30 employees association community college coalition and the general
31 government agencies and ratified by the exclusive bargaining
32 representative before final legislative action on the omnibus
33 appropriations act by the sitting legislature.

34 (b) For the 2021-2023 fiscal biennium, the legislature may
35 approve funding for a collective bargaining agreement negotiated
36 between Highline Community College and the Washington public
37 employees association and ratified by the exclusive bargaining
38 representative before final legislative action on the omnibus
39 appropriations act by the sitting legislature.

1 (c) For the 2021-2023 fiscal biennium, the legislature may
2 approve funding for collective bargaining agreements negotiated
3 between Eastern Washington University and bargaining units of the
4 Washington federation of state employees and the public school
5 employees association, and between Yakima Valley College and the
6 Washington public employees association, and ratified by the
7 exclusive bargaining representatives before final legislative action
8 on the omnibus appropriations act by the sitting legislature.

9 (d) Subsection (3) (a) and (b) of this section does not
10 apply to requests for funding made pursuant to this subsection.

11 **Sec.**

11 **952**

12 RCW 43.31.605 and 2021 c 115 s 5 are each amended to 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 \$10,000, total reimbursement from the program may not exceed \$10,000
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.**

953

21 RCW 43.41.450 and 2017 3rd sp.s. c 1 s 968 are each amended to read
22 as follows:

23 The office of financial management central service account is
24 created in the state treasury. The account is to be used by the
25 office as a revolving fund for the payment of salaries, wages, and
26 other costs required for the operation and maintenance of statewide
27 budgeting, accounting, forecasting, and functions and activities in
28 the office. All receipts from agency fees and charges for services
29 collected from public agencies must be deposited into the account.
30 The director shall fix the terms and charges to agencies based on
31 each agency's share of the office statewide cost allocation plan for
32 federal funds. Moneys in the account may be spent only after
33 appropriation. During the 2017-2019 and 2021-2023 fiscal
34 (~~biennium~~)biennia, the account may be used as a revolving fund for
35 the payment of salaries, wages, and other costs related to policy
36 activities in the office. The legislature intends to continue the use
37 of the revolving fund for policy activities during the 2019-2021
38 biennium.

RCW 43.43.837 and 2021 c 203 s 2 are each amended to read as follows:

(1) Except as provided in subsection (2) of this section, in order to determine the character, competence, and suitability of any applicant or service provider to have unsupervised access, the secretary of the department of social and health services and the secretary of the department of children, youth, and families may require a fingerprint-based background check through both the Washington state patrol and the federal bureau of investigation at any time, but shall require a fingerprint-based background check when the applicant or service provider has resided in the state less than three consecutive years before application, and:

(a) Is an applicant or service provider providing services to children or people with developmental disabilities under RCW 74.15.030;

(b) Is an individual sixteen years of age or older who: (i) Is not under the placement and care authority of the department of children, youth, and families; and (ii) resides in an applicant or service provider's home, facility, entity, agency, or business or who is authorized by the department of children, youth, and families to provide services to children under RCW 74.15.030;

(c) Is an individual who is authorized by the department of social and health services to provide services to people with developmental disabilities under RCW 74.15.030; or

(d) Is an applicant or service provider providing in-home services funded by:

(i) Medicaid personal care under RCW 74.09.520;

(ii) Community options program entry system waiver services under RCW 74.39A.030;

(iii) Chore services under RCW 74.39A.110; or

(iv) Other home and community long-term care programs, established pursuant to chapters 74.39 and 74.39A RCW, administered by the department of social and health services.

(2) Long-term care workers, as defined in RCW 74.39A.009, who are hired after January 7, 2012, are subject to background checks under RCW 74.39A.056.

(3) To satisfy the shared background check requirements provided for in RCW 43.216.270 and 43.20A.710, the department of children, youth, and families and the department of social and health services shall share federal fingerprint-based background check results as

1 permitted under the law. The purpose of this provision is to allow
2 both departments to fulfill their joint background check
3 responsibility of checking any individual who may have unsupervised
4 access to vulnerable adults, children, or juveniles. Neither
5 department may share the federal background check results with any
6 other state agency or person.

7 (4) The secretary of the department of children, youth, and
8 families shall require a fingerprint-based background check through
9 the Washington state patrol identification and criminal history
10 section and the federal bureau of investigation when the department
11 seeks to approve an applicant or service provider for a foster or
12 adoptive placement of children in accordance with federal and state
13 law. Fees charged by the Washington state patrol and the federal
14 bureau of investigation for fingerprint-based background checks shall
15 be paid by the department of children, youth, and families for
16 applicant and service providers providing foster care as required in
17 RCW 74.15.030.

18 (5) Any secure facility operated by the department of social and
19 health services or the department of children, youth, and families
20 under chapter 71.09 RCW shall require applicants and service
21 providers to undergo a fingerprint-based background check through the
22 Washington state patrol identification and criminal history section
23 and the federal bureau of investigation.

24 (6) Service providers and service provider applicants, except for
25 those long-term care workers exempted in subsection (2) of this
26 section, who are required to complete a fingerprint-based background
27 check may be hired for a one hundred twenty-day provisional period as
28 allowed under law or program rules when:

29 (a) A fingerprint-based background check is pending; and

30 (b) The applicant or service provider is not disqualified based
31 on the immediate result of the background check.

32 (7) Fees charged by the Washington state patrol and the federal
33 bureau of investigation for fingerprint-based background checks shall
34 be paid by the applicable department for applicants or service
35 providers providing:

36 (a) Services to people with a developmental disability under RCW
37 74.15.030;

38 (b) In-home services funded by medicaid personal care under RCW
39 74.09.520;

1 (c) Community options program entry system waiver services under
2 RCW 74.39A.030;

3 (d) Chore services under RCW 74.39A.110;

4 (e) Services under other home and community long-term care
5 programs, established pursuant to chapters 74.39 and 74.39A RCW,
6 administered by the department of social and health services or the
7 department of children, youth, and families; (~~and~~)

8 (f) Services in, or to residents of, a secure facility under RCW
9 71.09.115; and

10 (g) For fiscal year 2023, applicants for child care
11 and early learning services to children under RCW 43.216.270.

12 (8) Service providers licensed under RCW 74.15.030 must pay fees
13 charged by the Washington state patrol and the federal bureau of
14 investigation for conducting fingerprint-based background checks.

15 (9) Department of children, youth, and families service providers
16 licensed under RCW 74.15.030 may not pass on the cost of the
17 background check fees to their applicants unless the individual is
18 determined to be disqualified due to the background information.

19 (10) The department of social and health services and the
20 department of children, youth, and families shall develop rules
21 identifying the financial responsibility of service providers,
22 applicants, and the department for paying the fees charged by law
23 enforcement to roll, print, or scan fingerprints-based for the
24 purpose of a Washington state patrol or federal bureau of
25 investigation fingerprint-based background check.

26 (11) For purposes of this section, unless the context plainly
27 indicates otherwise:

28 (a) "Applicant" means a current or prospective department of
29 social and health services, department of children, youth, and
30 families, or service provider employee, volunteer, student, intern,
31 researcher, contractor, or any other individual who will or may have
32 unsupervised access because of the nature of the work or services he
33 or she provides. "Applicant" includes but is not limited to any
34 individual who will or may have unsupervised access and is:

35 (i) Applying for a license or certification from the department
36 of social and health services or the department of children, youth,
37 and families;

38 (ii) Seeking a contract with the department of social and health
39 services, the department of children, youth, and families, or a
40 service provider;

1 (iii) Applying for employment, promotion, reallocation, or
2 transfer;

3 (iv) An individual that a department of social and health
4 services or department of children, youth, and families client or
5 guardian of a department of social and health services or department
6 of children, youth, and families client chooses to hire or engage to
7 provide services to himself or herself or another vulnerable adult,
8 juvenile, or child and who might be eligible to receive payment from
9 the department of social and health services or the department of
10 children, youth, and families for services rendered; or

11 (v) A department of social and health services or department of
12 children, youth, and families applicant who will or may work in a
13 department-covered position.

14 (b) "Authorized" means the department of social and health
15 services or the department of children, youth, and families grants an
16 applicant, home, or facility permission to:

17 (i) Conduct licensing, certification, or contracting activities;

18 (ii) Have unsupervised access to vulnerable adults, juveniles,
19 and children;

20 (iii) Receive payments from a department of social and health
21 services or department of children, youth, and families program; or

22 (iv) Work or serve in a department of social and health services
23 or department of children, youth, and families-covered position.

24 (c) "Secretary" means the secretary of the department of social
25 and health services.

26 (d) "Secure facility" has the meaning provided in RCW 71.09.020.

27 (e) "Service provider" means entities, facilities, agencies,
28 businesses, or individuals who are licensed, certified, authorized,
29 or regulated by, receive payment from, or have contracts or
30 agreements with the department of social and health services or the
31 department of children, youth, and families to provide services to
32 vulnerable adults, juveniles, or children. "Service provider"
33 includes individuals whom a department of social and health services
34 or department of children, youth, and families client or guardian of
35 a department of social and health services or department of children,
36 youth, and families client may choose to hire or engage to provide
37 services to himself or herself or another vulnerable adult, juvenile,
38 or child and who might be eligible to receive payment from the
39 department of social and health services or the department of
40 children, youth, and families for services rendered.

1
2 RCW 43.70.715 and 2021 c 334 s 1004 are each amended to read as
3 follows:

4 (1) The COVID-19 public health response account is created in the
5 custody of the state treasurer. The account shall consist of funds
6 appropriated by the legislature and grants received by the department
7 of health for activities in response to the coronavirus pandemic
8 (COVID-19). Only the secretary, or the secretary's designee, may
9 authorize expenditures from the account for costs related to the
10 public health response to COVID-19, subject to any limitations
11 imposed by grant funding deposited into the account. The COVID-19
12 public health response account is subject to allotment procedures
13 under chapter 43.88 RCW, but an appropriation is not required for
14 expenditures.

15 (2)(a) The legislature finds that a safe, efficient, and
16 effective delivery of vaccinations is of the utmost importance for
17 restoring societal and economic functions. As we learn more about the
18 virus, the vaccine, and challenges to vaccine allocation and
19 distribution, it is anticipated that the state's COVID-19 vaccination
20 distribution plan will evolve. To that end, the legislature has
21 provided flexibility by funding expenditures for testing, contact
22 tracing, mitigation activities, vaccine administration and
23 distribution, and other allowable uses for the state, local health
24 jurisdictions, and tribes at the discretion of the secretary and
25 without an appropriation. However, to maintain fiscal control and to
26 ensure spending priorities align, the department is required to
27 collaborate and communicate with the chairs and ranking members of
28 the health care and fiscal committees of the legislature and local
29 health jurisdictions in advance of any significant revision of the
30 state's COVID-19 vaccination plan and to provide regular updates on
31 its implementation and spending.

32 (b) As part of the public health response to COVID-19, the
33 expenditures from the account must be used to effectively administer
34 the vaccine for COVID-19 and conduct testing and contact tracing. The
35 department must ensure that COVID-19 outreach is accessible,
36 culturally and linguistically appropriate, and that it includes
37 community-driven partnerships and strategies.

38 (c) When making expenditures for administering the vaccine for
39 COVID-19, the department must focus on identifying persons for
40 vaccination, prioritizing underserved, underrepresented, and hard-to-

1 reach communities, making the vaccine accessible, and providing
2 support to schools for safe reopening. Strategies for vaccine
3 distribution shall include the establishment and expansion of
4 community vaccination centers, mobile vaccination units, reporting
5 enhancements, in-home visits for vaccinations for the elderly, and
6 transportation of individuals to vaccination sites.

7 (d) When making expenditures regarding testing and contact
8 tracing, the department must provide equitable access, prioritize
9 underserved, underrepresented, and hard-to-reach communities, and
10 provide support and resources to facilitate the safe reopening of
11 schools while minimizing community spread of the virus.

12 (e) The department may also make expenditures from the account
13 related to developing the public health workforce using funds granted
14 by the federal government for that purpose in section 2501, the
15 American rescue plan act of 2021, P.L. 117-2.

16 (3) When making expenditures from the account, the department
17 must include an emphasis on public communication regarding the
18 availability and accessibility of the vaccine and testing, and the
19 importance of vaccine and testing availability to the safe reopening
20 of the state.

21 (4)(a) The department must report to the fiscal and health care
22 committees of the legislature on a monthly basis regarding its
23 COVID-19 response.

24 (~~(b)~~) To the extent that it is available, the report
25 must include data regarding vaccine distribution, testing, and
26 contact tracing, as follows:

27 (i) The number of vaccines administered per day, including
28 regional data regarding the location and age groups of persons
29 receiving the vaccine, specifically identifying hard-to-reach
30 communities in which vaccines were administered; and

31 (ii) The number of tests conducted per week, including data
32 specifically addressing testing conducted in hard-to-reach
33 communities.

34 (b)(i) Beginning with the quarter ending March 31,
35 2022, the department must report to the fiscal and health care
36 committees of the legislature on a quarterly basis regarding revenues
37 and expenditures related to the COVID-19 response. The reports must
38 include:

1 (A) Quarterly expenditures of funds, by fund source,
2 including the appropriated amounts pursuant to section 222(76) and
3 (77) of this act for:

4 (I) Diagnostic testing;

5 (II) Case investigation and contact tracing;

6 (III) Outbreak response;

7 (IV) Care coordination;

8 (V) Community outreach;

9 (VI) Information and technology operations;

10 (VII) Surveillance;

11 (VIII) Vaccines;

12 (IX) Client services;

13 (X) Local health jurisdictions; and

14 (XI) Tribes; and

15 (B) Grant amounts received during the reporting
16 quarter that may be used in the COVID-19 response.

17 (ii) The quarterly reports must reflect the previous
18 quarter, a projection of expected expenditures and revenue for the
19 next quarter, and an accounting of the expenditures and revenue for
20 the 2021-2023 fiscal biennium to date. The quarterly reports are due
21 no later than 30 days after the end of the applicable quarter.

22 (c) The first monthly report pursuant to (a) of this subsection
23 is due no later than one month from February 19, 2021. Monthly
24 reports are no longer required upon the department's determination
25 that the remaining balance of the COVID-19 (~~(public health))~~public
26 health response account is less than \$100,000.

27 **Sec.**

956

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28 RCW 43.79.505 and 2019 c 251 s 9 are each amended to read as follows:

29 The judicial stabilization trust account is created within the
30 state treasury, subject to appropriation. All receipts from the
31 surcharges authorized by RCW 3.62.060(2), 12.40.020, 36.18.018(4),
32 and 36.18.020(5) shall be deposited in this account. Moneys in the
33 account may be spent only after appropriation.

34 Expenditures from the account may be used only for the support of
35 judicial branch agencies and, for the 2021-2023 fiscal biennium, for
36 expenditures to address state and local costs related to the State v.
37 Blake decision.

1 **Sec. 957 .**

2 RCW 43.83B.430 and 2020 c 168 s 6 are each amended to read as
3 follows:

4 The state drought preparedness and response account is created in
5 the state treasury. All receipts from appropriated funds designated
6 for the account and all cost recovery revenues collected under RCW
7 43.83B.410(5) must be deposited into the account. Expenditures from
8 the account may be used for drought preparedness and response
9 activities under this chapter, including grants issued under RCW
10 43.83B.415. During the 2021-2023 fiscal biennium, moneys in the
11 account may be used for water banking pilot projects. Moneys in the
12 account may be spent only after appropriation.

13 **Sec. 958 .**

14 RCW 43.101.435 and 2019 c 415 s 971 are each amended to read as
15 follows:

16 The Washington internet crimes against children account is
17 created in the custody of the state treasurer. All receipts from
18 legislative appropriations, donations, gifts, grants, and funds from
19 federal or private sources must be deposited into the account.
20 Expenditures from the account must be used exclusively by the
21 Washington internet crimes against children task force and its
22 affiliate agencies for combating internet-facilitated crimes against
23 children, promoting education on internet safety to the public and to
24 minors, and rescuing child victims from abuse and exploitation. Only
25 the criminal justice training commission or the commission's designee
26 may authorize expenditures from the account. The account is subject
27 to allotment procedures under chapter 43.88 RCW, but an appropriation
28 is not required for expenditures. The commission may enter into
29 agreements with the Washington association of sheriffs and police
30 chiefs to administer grants and other activities funded by the
31 account and be paid an administrative fee not to exceed three percent
32 of expenditures. During the 2019-2021 and 2021-2023 fiscal
33 ((biennium))biennia, moneys in the account may be used by the
34 Washington state patrol for activities related to the missing and
35 exploited children task force.

36 **Sec. 959 .**

37 RCW 43.216.1368 and 2021 c 199 s 201 are each amended to read as
38 follows:

1 (1) It is the intent of the legislature to increase working
2 families' access to affordable, high quality child care and to
3 support the expansion of the workforce to support businesses and the
4 statewide economy.

5 (2) Beginning October 1, 2021, a family is eligible for working
6 connections child care when the household's annual income is at or
7 below 60 percent of the state median income adjusted for family size
8 and:

9 (a) The child receiving care is: (i) Less than 13 years of age;
10 or (ii) less than 19 years of age and has a verified special need
11 according to department rule or is under court supervision; and

12 (b) The household meets all other program eligibility
13 requirements.

14 (3) Beginning July 1, 2025, a family is eligible for working
15 connections child care when the household's annual income is above 60
16 percent and at or below 75 percent of the state median income
17 adjusted for family size and:

18 (a) The child receiving care is: (i) Less than 13 years of age;
19 or (ii) less than 19 years of age and has a verified special need
20 according to department rule or is under court supervision; and

21 (b) The household meets all other program eligibility
22 requirements.

23 (4) Beginning July 1, 2027, and subject to the availability of
24 amounts appropriated for this specific purpose, a family is eligible
25 for working connections child care when the household's annual income
26 is above 75 percent of the state median income and is at or below 85
27 percent of the state median income adjusted for family size and:

28 (a) The child receiving care is: (i) Less than 13 years of age;
29 or (ii) less than 19 years of age and has a verified special need
30 according to department rule or is under court supervision; and

31 (b) The household meets all other program eligibility
32 requirements.

33 (5) (a) Beginning (~~July~~) October 1, 2021, through June 30, 2023,
34 the department must calculate a monthly copayment according to the
35 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

1	Above 20 percent and at or below 36 percent of the state median income	\$65
2		
3	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
4		
5	Above 50 percent and at or below 60 percent of the state median income	\$115
6		

7 (b) Beginning July 1, 2023, the department must calculate a
8 monthly copayment according to the following schedule:

9	If the household's income is:	Then the household's maximum monthly copayment is:
10	At or below 20 percent of the state median income	Waived to the extent allowable under federal law; otherwise, a maximum of \$15
11		
12	Above 20 percent and at or below 36 percent of the state median income	\$65
13		
14	Above 36 percent and at or below 50 percent of the state median income	\$90
15		
16	Above 50 percent and at or below 60 percent of the state median income	\$165
17		

18 (c) Beginning July 1, 2025, the department must calculate a
19 maximum monthly copayment of \$215 for households with incomes above
20 60 percent and at or below 75 percent of the state median income.

21 (d) Subject to the availability of amounts appropriated for this
22 specific purpose, the department shall adopt a copayment model for
23 households with annual incomes above 75 percent of the state median
24 income and at or below 85 percent of the state median income. The
25 model must calculate a copayment for each household that is no
26 greater than seven percent of the household's countable income within
27 this income range.

28 (e) The department may adjust the copayment schedule to comply
29 with federal law.

30 (6) The department must adopt rules to implement this section,
31 including an income phase-out eligibility period.

32 **Sec.**

960

33 RCW 43.216.270 and 2020 c 270 s 9 are each amended to read as
34 follows:

35 (1)(a) In determining whether an individual is of appropriate
36 character, suitability, and competence to provide child care and

1 early learning services to children, the department may consider the
2 history of past involvement of child protective services or law
3 enforcement agencies with the individual for the purpose of
4 establishing a pattern of conduct, behavior, or inaction with regard
5 to the health, safety, or welfare of a child. No report of child
6 abuse or neglect that has been destroyed or expunged under RCW
7 26.44.031 may be used for such purposes. No unfounded or inconclusive
8 allegation of child abuse or neglect as defined in RCW 26.44.020 may
9 be disclosed to a provider licensed under this chapter.

10 (b) The department may not deny or delay a license to provide
11 child care and early learning services under this chapter to an
12 individual solely because of a founded finding of physical abuse or
13 negligent treatment or maltreatment involving the individual revealed
14 in the background check process or solely because the individual's
15 child was found by a court to be dependent as a result of a finding
16 that the individual abused or neglected their child pursuant to RCW
17 13.34.030(6)(b) when that founded finding or court finding is
18 accompanied by a certificate of parental improvement as defined in
19 chapter 74.13 RCW related to the same incident.

20 (2) In order to determine the suitability of individuals newly
21 applying for an agency license, new licensees, their new employees,
22 and other persons who newly have unsupervised access to children in
23 child care, shall be fingerprinted.

24 (a) The fingerprints shall be forwarded to the Washington state
25 patrol and federal bureau of investigation for a criminal history
26 record check.

27 (b)(i) All individuals applying for first-time agency licenses,
28 all new employees, and other persons who have not been previously
29 qualified by the department to have unsupervised access to children
30 in child care must be fingerprinted and obtain a criminal history
31 record check pursuant to this section.

32 (ii) (~~Persons~~) Except during fiscal year 2023, persons required
33 to be fingerprinted and obtain a criminal history record check
34 pursuant to this section must pay for the cost of this check as
35 follows: The fee established by the Washington state patrol for the
36 criminal background history check, including the cost of obtaining
37 the fingerprints; and a fee paid to the department for the cost of
38 administering the individual-based/portable background check
39 clearance registry. The fee paid to the department must be deposited
40 into the individual-based/portable background check clearance account

1 established in RCW 43.216.273. The licensee may, but need not, pay
2 these costs on behalf of a prospective employee or reimburse the
3 prospective employee for these costs. The licensee and the
4 prospective employee may share these costs.

5 (c) The secretary shall use the fingerprint criminal history
6 record check information solely for the purpose of determining
7 eligibility for a license and for determining the character,
8 suitability, and competence of those persons or agencies, excluding
9 parents, not required to be licensed who are authorized to care for
10 children.

11 (d) Criminal justice agencies shall provide the secretary such
12 information as they may have and that the secretary may require for
13 such purpose.

14 (e) No later than July 1, 2013, all agency licensees holding
15 licenses prior to July 1, 2012, persons who were employees before
16 July 1, 2012, and persons who have been qualified by the department
17 before July 1, 2012, to have unsupervised access to children in child
18 care, must submit a new background application to the department. The
19 department must require persons submitting a new background
20 application pursuant to this subsection (2)(e) to pay a fee to the
21 department for the cost of administering the individual-based/
22 portable background check clearance registry. This fee must be paid
23 into the individual-based/portable background check clearance account
24 established in RCW 43.216.273. The licensee may, but need not, pay
25 these costs on behalf of a prospective employee or reimburse the
26 prospective employee for these costs. The licensee and the
27 prospective employee may share these costs.

28 (f) The department shall issue a background check clearance card
29 or certificate to the applicant if after the completion of a
30 background check the department concludes the applicant is qualified
31 for unsupervised access to children in child care. The background
32 check clearance card or certificate is valid for three years from the
33 date of issuance. A valid card or certificate must be accepted by a
34 potential employer as proof that the applicant has successfully
35 completed a background check as required under this chapter. For
36 purposes of renewal of the background clearance card or certificate,
37 all agency licensees holding a license, persons who are employees,
38 and persons who have been previously qualified by the department,
39 must submit a new background application to the department on a date
40 to be determined by the department. (~~The~~)Except during fiscal year

1 2023, fee requirements applicable to this section also apply to
2 background clearance renewal applications.

3 (g) The original applicant for an agency license, licensees,
4 their employees, and other persons who have unsupervised access to
5 children in child care shall submit a new background check
6 application to the department, on a form and by a date as determined
7 by the department.

8 (h) The payment requirements applicable to (a) through (g) of
9 this subsection do not apply to persons who:

10 (i) Provide regularly scheduled care for a child or children in
11 the home of the provider or in the home of the child or children for
12 periods of less than twenty-four hours or, if necessary due to the
13 nature of the parent's work, for periods equal to or greater than
14 twenty-four hours;

15 (ii) Receive child care subsidies; and

16 (iii) Are exempt from licensing under this chapter.

17 (i) The applicant and agency shall maintain on-site for
18 inspection a copy of the background check clearance card or
19 certificate.

20 (j) Individuals who have been issued a background check clearance
21 card or certificate shall report nonconviction and conviction
22 information to the department within twenty-four hours of the event
23 constituting the nonconviction or conviction information.

24 (k) The department shall investigate and conduct a
25 redetermination of an applicant's or licensee's background clearance
26 if the department receives a complaint or information from
27 individuals, a law enforcement agency, or other federal, state, or
28 local government agency. Subject to the requirements contained in RCW
29 43.216.325 and 43.216.327 and based on a determination that an
30 individual lacks the appropriate character, suitability, or
31 competence to provide child care or early learning services to
32 children, the department may: (i) Invalidate the background card or
33 certificate; or (ii) suspend, modify, or revoke any license
34 authorized by this chapter.

35 (3) To satisfy the shared background check requirements of the
36 department of children, youth, and families, the office of the
37 superintendent of public instruction, and the department of social
38 and health services, each department shall share federal fingerprint-
39 based background check results as permitted under the law. The
40 purpose of this provision is to allow these departments to fulfill

1 their joint background check responsibility of checking any
2 individual who may have unsupervised access to vulnerable adults,
3 children, or juveniles. These departments may not share the federal
4 background check results with any other state agency or person.

5 (4) Individuals who have completed a fingerprint background check
6 as required by the office of the superintendent of public
7 instruction, consistent with RCW 28A.400.303, and have been
8 continuously employed by the same school district or educational
9 service district, can meet the requirements in subsection (2) of this
10 section by providing a true and accurate copy of their Washington
11 state patrol and federal bureau of investigation background check
12 report results to the department or if the school district or the
13 educational service district provides an affidavit to the department
14 that the individual has been authorized to work by the school
15 district or educational service district after completing a record
16 check consistent with RCW 28A.400.303. The department may require
17 that additional background checks be completed that do not require
18 additional fingerprinting and, except during fiscal year 2023, may
19 charge a fee for these additional background checks.

20 **Sec.**

961

21 RCW 43.348.080 and 2019 c 445 s 403 are each amended to read as
22 follows:

23 (1) The Andy Hill cancer research endowment fund match transfer
24 account is created in the custody of the state treasury to be used
25 solely and exclusively for the program created in RCW 43.348.040.
26 Moneys in the account may be spent only after appropriation. The
27 purpose of the account is to provide matching funds for the fund and
28 administrative costs. Expenditures to fund or reimburse the program
29 administrator are not subject to the requirements of subsection (4)
30 of this section.

31 (2) The legislature must appropriate a state match, up to a
32 maximum of ten million dollars annually, beginning July 1, 2016, and
33 each July 1st following the end of the fiscal year from tax
34 collections and penalties generated from enforcement of state taxes
35 on cigarettes and other tobacco products by the state liquor and
36 cannabis board or other federal, state or local law or tax
37 enforcement agency, as determined by the department of revenue. Tax
38 collections include any cigarette tax, other tobacco product tax, and
39 retail sales and use tax. Any amounts deposited into this account

1 from the tax imposed under RCW 82.25.010 in excess of the cap
2 provided in this subsection must be deposited into the foundational
3 public health services account created in RCW 82.25.015.

4 (3) Revenues to the account must consist of deposits into the
5 account, taxes imposed on vapor products under RCW 82.25.010,
6 legislative appropriations, and any gifts, grants, or donations
7 received by the department for this purpose.

8 (4) Each fiscal biennium, the legislature must appropriate to the
9 department of commerce such amounts as estimated to be the balance of
10 the account to provide state matching funds.

11 (5) Expenditures, in the form of matching funds, from the account
12 may be made only upon receipt of proof from the program administrator
13 of nonstate or private contributions to the fund for the program.
14 Expenditures, in the form of matching funds, may not exceed the total
15 amount of nonstate or private contributions.

16 (6) The department must enter into an appropriate agreement with
17 the program administrator to demonstrate exchange of consideration
18 for the matching funds.

19 (7) Moneys expended into the account in fiscal year
20 2023 pursuant to section 706 of this act are not subject to the
21 requirements of subsections (5) and (6) of this section.

22 **Sec.**

962

23 RCW 50A.10.030 and 2019 c 13 s 21 are each amended to read as
24 follows:

25 (1)(a) Beginning January 1, 2019, the department shall assess for
26 each individual in employment with an employer and for each
27 individual electing coverage a premium based on the amount of the
28 individual's wages subject to subsection (4) of this section.

29 (b) The premium rate for family leave benefits shall be equal to
30 one-third of the total premium rate.

31 (c) The premium rate for medical leave benefits shall be equal to
32 two-thirds of the total premium rate.

33 (2) For calendar year 2022 and thereafter, the commissioner shall
34 determine the percentage of paid claims related to family leave
35 benefits and the percentage of paid claims related to medical leave
36 benefits and adjust the premium rates set in subsection (1)(b) and
37 (c) of this section by the proportional share of paid claims.

1 (3) (a) Beginning January 1, 2019, and ending December 31, 2020,
2 the total premium rate shall be four-tenths of one percent of the
3 individual's wages subject to subsection (4) of this section.

4 (b) For family leave premiums, an employer may deduct from the
5 wages of each employee up to the full amount of the premium required.

6 (c) For medical leave premiums, an employer may deduct from the
7 wages of each employee up to forty-five percent of the full amount of
8 the premium required.

9 (d) An employer may elect to pay all or any portion of the
10 employee's share of the premium for family leave or medical leave
11 benefits, or both.

12 (4) The commissioner must annually set a maximum limit on the
13 amount of wages that is subject to a premium assessment under this
14 section that is equal to the maximum wages subject to taxation for
15 social security as determined by the social security administration.

16 (5) (a) Employers with fewer than fifty employees employed in the
17 state are not required to pay the employer portion of premiums for
18 family and medical leave.

19 (b) If an employer with fewer than fifty employees elects to pay
20 the premiums, the employer is then eligible for assistance under RCW
21 50A.24.010.

22 (6) For calendar year 2021 and thereafter, the total premium rate
23 shall be based on the family and medical leave insurance account
24 balance ratio as of September 30th of the previous year. The
25 commissioner shall calculate the account balance ratio by dividing
26 the balance of the family and medical leave insurance account by
27 total covered wages paid by employers and those electing coverage.
28 The division shall be carried to the fourth decimal place with the
29 remaining fraction disregarded unless it amounts to five hundred-
30 thousandths or more, in which case the fourth decimal place shall be
31 rounded to the next higher digit. If the account balance ratio is:

32 (a) Zero to nine hundredths of one percent, the premium is six
33 tenths of one percent of the individual's wages;

34 (b) One tenth of one percent to nineteen hundredths of one
35 percent, the premium is five tenths of one percent of the
36 individual's wages;

37 (c) Two tenths of one percent to twenty-nine hundredths of one
38 percent, the premium is four tenths of one percent of the
39 individual's wages;

1 (d) Three tenths of one percent to thirty-nine hundredths of one
2 percent, the premium is three tenths of one percent of the
3 individual's wages;

4 (e) Four tenths of one percent to forty-nine hundredths of one
5 percent, the premium is two tenths of one percent of the individual's
6 wages; or

7 (f) Five tenths of one percent or greater, the premium is one
8 tenth of one percent of the individual's wages.

9 (7) Beginning January 1, 2021, if the account balance ratio
10 calculated in subsection (6) of this section is below five hundredths
11 of one percent, the commissioner must assess a solvency surcharge at
12 the lowest rate necessary to provide revenue to pay for the
13 administrative and benefit costs of family and medical leave, for the
14 calendar year, as determined by the commissioner. The solvency
15 surcharge shall be at least one-tenth of one percent and no more than
16 six-tenths of one percent and be added to the total premium rate for
17 family and medical leave benefits. Any projected expenditures of
18 general fund moneys into the family and medical leave insurance
19 account pursuant to section 723 of this act must be excluded from the
20 commissioner's determination of the necessary revenue to pay the
21 administrative and benefit costs of family and medical leave for the
22 calendar year.

23 (8) (a) The employer must collect from the employees the premiums
24 and any surcharges provided under this section through payroll
25 deductions and remit the amounts collected to the department.

26 (b) In collecting employee premiums through payroll deductions,
27 the employer shall act as the agent of the employees and shall remit
28 the amounts to the department as required by this title.

29 (c) On September 30th of each year, the department shall average
30 the number of employees reported by an employer over the last four
31 completed calendar quarters to determine the size of the employer for
32 the next calendar year for the purposes of this section and RCW
33 50A.24.010.

34 (9) Premiums shall be collected in the manner and at such
35 intervals as provided in this title and directed by the department.

36 (10) Premiums collected under this section are placed in trust
37 for the employees and employers that the program is intended to
38 assist.

39 (11) A city, code city, town, county, or political subdivision
40 may not enact a charter, ordinance, regulation, rule, or resolution:

1 (a) Creating a paid family or medical leave insurance program
2 that alters or amends the requirements of this title for any private
3 employer;

4 (b) Providing for local enforcement of the provisions of this
5 title; or

6 (c) Requiring private employers to supplement duration of leave
7 or amount of wage replacement benefits provided under this title.

8 **Sec.**

963

9 RCW 70A.200.140 and 2021 c 334 s 987 are each amended to read as
10 follows:

11 (1) There is hereby created an account within the state treasury
12 to be known as the waste reduction, recycling, and litter control
13 account. Moneys in the account may be spent only after appropriation.
14 Expenditures from the waste reduction, recycling, and litter control
15 account shall be used as follows:

16 (a) Forty percent to the department of ecology, primarily for use
17 by the departments of ecology, natural resources, revenue,
18 transportation, and corrections, and the parks and recreation
19 commission, for litter collection programs under RCW 70A.200.170. The
20 amount to the department of ecology shall also be used for a central
21 coordination function for litter control efforts statewide; to
22 support employment of youth in litter cleanup as intended in RCW
23 70A.200.020, and for litter pick up using other authorized agencies;
24 and for statewide public awareness programs under RCW 70A.200.150(7).
25 The amount to the department shall also be used to defray the costs
26 of administering the funding, coordination, and oversight of local
27 government programs for waste reduction, litter control, recycling,
28 and composting so that local governments can apply one hundred
29 percent of their funding to achieving program goals. The amount to
30 the department of revenue shall be used to enforce compliance with
31 the litter tax imposed in chapter 82.19 RCW;

32 (b) (i) Twenty percent to the department for local government
33 funding programs for waste reduction, litter control, recycling
34 activities, and composting activities by cities and counties under
35 RCW 70A.200.190, to be administered by the department of ecology;

36 (ii) any unspent funds under (b) (i) of this subsection may be used to
37 create and pay for a matching fund competitive grant program to be
38 used by local governments for the development and implementation of
39 contamination reduction and outreach plans for inclusion in

1 comprehensive solid waste management plans or by local governments
2 and nonprofit organizations for local or statewide education programs
3 designed to help the public with litter control, waste reduction,
4 recycling, and composting of primarily the products taxed under
5 chapter 82.19 RCW. Recipients under this subsection include programs
6 to reduce wasted food and food waste that are designed to achieve the
7 goals established in RCW 70A.205.715(1) and that are consistent with
8 the plan developed in RCW 70A.205.715(3). Grants must adhere to the
9 following requirements: (A) No grant may exceed sixty thousand
10 dollars; (B) grant recipients shall match the grant funding allocated
11 by the department by an amount equal to twenty-five percent of
12 eligible expenses. A local government's share of these costs may be
13 met by cash or contributed services; (C) the obligation of the
14 department to make grant payments is contingent upon the availability
15 of the amount of money appropriated for this subsection (1)(b); and
16 (D) grants are managed under the guidelines for existing grant
17 programs; and

18 (c) Forty percent to the department of ecology to: (i) Implement
19 activities under RCW 70A.200.150 for waste reduction, recycling, and
20 composting efforts; (ii) provide technical assistance to local
21 governments and commercial businesses to increase recycling markets
22 and recycling and composting programs primarily for the products
23 taxed under chapter 82.19 RCW designed to educate citizens about
24 waste reduction, litter control, and recyclable and compostable
25 products and programs; (iii) increase access to waste reduction,
26 composting, and recycling programs, particularly for food packaging
27 and plastic bags and appropriate composting techniques; and (iv) for
28 programs to reduce wasted food and food waste that are designed to
29 achieve the goals established in RCW 70A.205.715(1) and that are
30 consistent with the plan developed in RCW 70A.205.715(3).

31 (2) All taxes imposed in RCW 82.19.010 and fines and bail
32 forfeitures collected or received pursuant to this chapter shall be
33 deposited in the waste reduction, recycling, and litter control
34 account and used for the programs under subsection (1) of this
35 section.

36 (3) Not less than five percent and no more than ten percent of
37 the amount appropriated into the waste reduction, recycling, and
38 litter control account every biennium shall be reserved for capital
39 needs, including the purchase of vehicles for transporting crews and
40 for collecting litter and solid waste. Capital funds shall be

1 distributed among state agencies and local governments according to
2 the same criteria provided in RCW 70A.200.170 for the remainder of
3 the funds, so that the most effective waste reduction, litter
4 control, recycling, and composting programs receive the most funding.
5 The intent of this subsection is to provide funds for the purchase of
6 equipment that will enable the department to account for the greatest
7 return on investment in terms of reaching a zero litter goal.

8 (4) Funds in the waste reduction, recycling, and litter control
9 account, collected under chapter 82.19 RCW, must be prioritized for
10 the products identified under RCW 82.19.020 solely for the purposes
11 of recycling, composting, and litter collection, reduction, and
12 control programs.

13 (5) During the 2021-2023 fiscal biennium, Washington State
14 University may use funds in the waste reduction, recycling, and
15 litter control account, collected under chapter 82.19 RCW, to conduct
16 an organic waste study.

17 (6) During the 2021-2023 fiscal biennium, and as an
18 exception to the distribution of expenditures otherwise required in
19 this section, the department of ecology may use funds in the waste
20 reduction, recycling, and litter control account to continue a series
21 of food waste reduction campaigns, to continue to invest in litter
22 prevention campaigns, to conduct a recycling study, and to increase
23 litter control on state highways.

24 **Sec.**

964

25 RCW 71.24.580 and 2021 c 334 s 989 are each amended to read as
26 follows:

27 (1) The criminal justice treatment account is created in the
28 state treasury. Moneys in the account may be expended solely for: (a)
29 Substance use disorder treatment and treatment support services for
30 offenders with a substance use disorder that, if not treated, would
31 result in addiction, against whom charges are filed by a prosecuting
32 attorney in Washington state; (b) the provision of substance use
33 disorder treatment services and treatment support services for
34 nonviolent offenders within a drug court program and, during the
35 2021-23 fiscal biennium, for 180 days following graduation from the
36 drug court program; and (c) the administrative and overhead costs
37 associated with the operation of a drug court. Amounts provided in
38 this subsection must be used for treatment and recovery support
39 services for criminally involved offenders and authorization of these

1 services shall not be subject to determinations of medical necessity.
2 During the 2019-2021 and 2021-2023 fiscal biennia, funding from the
3 criminal justice treatment account may be used to provide treatment
4 and support services through the conclusion of an individual's
5 treatment plan to individuals participating in a drug court program
6 as of February 24, 2021, if that individual wishes to continue
7 treatment following dismissal of charges they were facing under RCW
8 69.50.4013(1). Such participation is voluntary and contingent upon
9 substantial compliance with drug court program requirements. During
10 the 2019-2021 and 2021-2023 fiscal biennia, the legislature may
11 appropriate from the account for municipal drug courts and increased
12 treatment options. During the 2019-2021 fiscal biennium, the
13 legislature may direct the state treasurer to make transfers of
14 moneys in the criminal justice treatment account to the home security
15 fund account created in RCW 43.185C.060. Moneys in the account may be
16 spent only after appropriation.

17 (2) For purposes of this section:

18 (a) "Treatment" means services that are critical to a
19 participant's successful completion of his or her substance use
20 disorder treatment program, including but not limited to the recovery
21 support and other programmatic elements outlined in RCW 2.30.030
22 authorizing therapeutic courts; and

23 (b) "Treatment support" includes transportation to or from
24 inpatient or outpatient treatment services when no viable alternative
25 exists, and child care services that are necessary to ensure a
26 participant's ability to attend outpatient treatment sessions.

27 (3) Revenues to the criminal justice treatment account consist
28 of: (a) Funds transferred to the account pursuant to this section;
29 and (b) any other revenues appropriated to or deposited in the
30 account.

31 (4)(a) For the fiscal year beginning July 1, 2005, and each
32 subsequent fiscal year, the state treasurer shall transfer eight
33 million two hundred fifty thousand dollars from the general fund to
34 the criminal justice treatment account, divided into four equal
35 quarterly payments. For the fiscal year beginning July 1, 2006, and
36 each subsequent fiscal year, the amount transferred shall be
37 increased on an annual basis by the implicit price deflator as
38 published by the federal bureau of labor statistics.

39 (b) In each odd-numbered year, the legislature shall appropriate
40 the amount transferred to the criminal justice treatment account in

1 (a) of this subsection to the department for the purposes of
2 subsection (5) of this section.

3 (5) Moneys appropriated to the authority from the criminal
4 justice treatment account shall be distributed as specified in this
5 subsection. The authority may retain up to three percent of the
6 amount appropriated under subsection (4)(b) of this section for its
7 administrative costs.

8 (a) Seventy percent of amounts appropriated to the authority from
9 the account shall be distributed to counties pursuant to the
10 distribution formula adopted under this section. The authority, in
11 consultation with the department of corrections, the Washington state
12 association of counties, the Washington state association of drug
13 court professionals, the superior court judges' association, the
14 Washington association of prosecuting attorneys, representatives of
15 the criminal defense bar, representatives of substance use disorder
16 treatment providers, and any other person deemed by the authority to
17 be necessary, shall establish a fair and reasonable methodology for
18 distribution to counties of moneys in the criminal justice treatment
19 account. County or regional plans submitted for the expenditure of
20 formula funds must be approved by the panel established in (b) of
21 this subsection.

22 (b) Thirty percent of the amounts appropriated to the authority
23 from the account shall be distributed as grants for purposes of
24 treating offenders against whom charges are filed by a county
25 prosecuting attorney. The authority shall appoint a panel of
26 representatives from the Washington association of prosecuting
27 attorneys, the Washington association of sheriffs and police chiefs,
28 the superior court judges' association, the Washington state
29 association of counties, the Washington defender's association or the
30 Washington association of criminal defense lawyers, the department of
31 corrections, the Washington state association of drug court
32 professionals, and substance use disorder treatment providers. The
33 panel shall review county or regional plans for funding under (a) of
34 this subsection and grants approved under this subsection. The panel
35 shall attempt to ensure that treatment as funded by the grants is
36 available to offenders statewide.

37 (6) The county alcohol and drug coordinator, county prosecutor,
38 county sheriff, county superior court, a substance abuse treatment
39 provider appointed by the county legislative authority, a member of
40 the criminal defense bar appointed by the county legislative

1 authority, and, in counties with a drug court, a representative of
2 the drug court shall jointly submit a plan, approved by the county
3 legislative authority or authorities, to the panel established in
4 subsection (5)(b) of this section, for disposition of all the funds
5 provided from the criminal justice treatment account within that
6 county. The submitted plan should incorporate current evidence-based
7 practices in substance use disorder treatment. The funds shall be
8 used solely to provide approved alcohol and substance use disorder
9 treatment pursuant to RCW 71.24.560 and treatment support services.
10 No more than ten percent of the total moneys received under
11 subsections (4) and (5) of this section by a county or group of
12 counties participating in a regional agreement shall be spent for
13 treatment support services.

14 (7) Counties are encouraged to consider regional agreements and
15 submit regional plans for the efficient delivery of treatment under
16 this section.

17 (8) Moneys allocated under this section shall be used to
18 supplement, not supplant, other federal, state, and local funds used
19 for substance abuse treatment.

20 (9) If a region or county uses criminal justice treatment account
21 funds to support a therapeutic court, the therapeutic court must
22 allow the use of all medications approved by the federal food and
23 drug administration for the treatment of opioid use disorder as
24 deemed medically appropriate for a participant by a medical
25 professional. If appropriate medication-assisted treatment resources
26 are not available or accessible within the jurisdiction, the health
27 care authority's designee for assistance must assist the court with
28 acquiring the resource.

29 (10) Counties must meet the criteria established in RCW
30 2.30.030(3).

31 (11) The authority shall annually review and monitor the
32 expenditures made by any county or group of counties that receives
33 appropriated funds distributed under this section. Counties shall
34 repay any funds that are not spent in accordance with the
35 requirements of its contract with the authority.

36 **Sec. 965** .
37 RCW 74.13.802 and 2020 c 33 s 7 are each amended to read as follows:

38 (1) Beginning July 1, 2020, the department shall establish a
39 child welfare housing assistance pilot program, which provides

1 housing vouchers, rental assistance, navigation, and other support
2 services to eligible families.

3 (a) The department shall operate or contract for the operation of
4 the child welfare housing assistance pilot program under subsection
5 (3) of this section in one county west of the crest of the Cascade
6 mountain range and one county east of the crest of the Cascade
7 mountain range.

8 (b) The child welfare housing assistance pilot program is
9 intended to shorten the time that children remain in out-of-home
10 care.

11 (2) A parent with a child who is dependent pursuant to chapter
12 13.34 RCW and whose primary remaining barrier to reunification is the
13 lack of appropriate housing is eligible for the child welfare housing
14 assistance pilot program.

15 (3) The department shall contract with an outside entity or
16 entities to operate the child welfare housing assistance pilot
17 program. If no outside entity or entities are available to operate
18 the program or specific parts of the program, the department may
19 operate the program or the specific parts that are not operated by an
20 outside entity.

21 (4) Families may be referred to the child welfare housing
22 assistance pilot program by a caseworker, an attorney, a guardian ad
23 litem as defined in chapter 13.34 RCW, a parent ally as defined in
24 RCW 2.70.060, an office of public defense social worker, or the
25 court.

26 (5) The department shall consult with a stakeholder group that
27 must include, but is not limited to, the following:

28 (a) Parent allies;

29 (b) Parent attorneys and social workers managed by the office of
30 public defense parent representation program;

31 (c) The department of commerce;

32 (d) Housing experts;

33 (e) Community-based organizations;

34 (f) Advocates; and

35 (g) Behavioral health providers.

36 (6) The stakeholder group established in subsection (5) of this
37 section shall begin meeting after July 28, 2019, and assist the
38 department in design of the child welfare housing assistance pilot
39 program in areas including, but not limited to:

1 (a) Equitable racial, geographic, ethnic, and gender distribution
2 of program support;

3 (b) Eligibility criteria;

4 (c) Creating a definition of homeless for purposes of eligibility
5 for the program; and

6 (d) Options for program design that include outside entities
7 operating the entire program or specific parts of the program.

8 (7) By December 1, 2021, the department shall report outcomes for
9 the child welfare housing assistance pilot program to the oversight
10 board for children, youth, and families established pursuant to RCW
11 43.216.015. The report must include racial, geographic, ethnic, and
12 gender distribution of program support.

13 (8) The child welfare housing assistance pilot program
14 established in this section is subject to the availability of funds
15 appropriated for this purpose.

16 (9) This section expires June 30, (~~2022~~)2023.

17 **Sec.**

966

18 RCW 74.46.561 and 2021 c 334 s 993 are each amended to read as
19 follows:

20 (1) The legislature adopts a new system for establishing nursing
21 home payment rates beginning July 1, 2016. Any payments to nursing
22 homes for services provided after June 30, 2016, must be based on the
23 new system. The new system must be designed in such a manner as to
24 decrease administrative complexity associated with the payment
25 methodology, reward nursing homes providing care for high acuity
26 residents, incentivize quality care for residents of nursing homes,
27 and establish minimum staffing standards for direct care.

28 (2) The new system must be based primarily on industry-wide
29 costs, and have three main components: Direct care, indirect care,
30 and capital.

31 (3) The direct care component must include the direct care and
32 therapy care components of the previous system, along with food,
33 laundry, and dietary services. Direct care must be paid at a fixed
34 rate, based on one hundred percent or greater of statewide case mix
35 neutral median costs, but for fiscal year 2023 shall be capped so
36 that a nursing home provider's direct care rate does not exceed (~~one~~
37 ~~hundred thirty~~)165 percent of its base year's direct care allowable
38 costs except if the provider is below the minimum staffing standard
39 established in RCW 74.42.360(2). The legislature intends to remove

1 the cap on direct care rates by June 30, 2027. Direct care must be
2 performance-adjusted for acuity every six months, using case mix
3 principles. Direct care must be regionally adjusted using countywide
4 wage index information available through the United States department
5 of labor's bureau of labor statistics. There is no minimum occupancy
6 for direct care. The direct care component rate allocations
7 calculated in accordance with this section must be adjusted to the
8 extent necessary to comply with RCW 74.46.421.

9 (4) The indirect care component must include the elements of
10 administrative expenses, maintenance costs, and housekeeping services
11 from the previous system. A minimum occupancy assumption of ninety
12 percent must be applied to indirect care, except during fiscal year
13 2023 when the minimum occupancy assumption must be 75 percent.
14 Indirect care must be paid at a fixed rate, based on ninety percent
15 or greater of statewide median costs. The indirect care component
16 rate allocations calculated in accordance with this section must be
17 adjusted to the extent necessary to comply with RCW 74.46.421.

18 (5) The capital component must use a fair market rental system to
19 set a price per bed. The capital component must be adjusted for the
20 age of the facility, and must use a minimum occupancy assumption of
21 ninety percent.

22 (a) Beginning July 1, 2016, the fair rental rate allocation for
23 each facility must be determined by multiplying the allowable nursing
24 home square footage in (c) of this subsection by the RSMeans rental
25 rate in (d) of this subsection and by the number of licensed beds
26 yielding the gross unadjusted building value. An equipment allowance
27 of ten percent must be added to the unadjusted building value. The
28 sum of the unadjusted building value and equipment allowance must
29 then be reduced by the average age of the facility as determined by
30 (e) of this subsection using a depreciation rate of one and one-half
31 percent. The depreciated building and equipment plus land valued at
32 ten percent of the gross unadjusted building value before
33 depreciation must then be multiplied by the rental rate at seven and
34 one-half percent to yield an allowable fair rental value for the
35 land, building, and equipment.

36 (b) The fair rental value determined in (a) of this subsection
37 must be divided by the greater of the actual total facility census
38 from the prior full calendar year or imputed census based on the
39 number of licensed beds at ninety percent occupancy.

1 (c) For the rate year beginning July 1, 2016, all facilities must
2 be reimbursed using four hundred square feet. For the rate year
3 beginning July 1, 2017, allowable nursing facility square footage
4 must be determined using the total nursing facility square footage as
5 reported on the medicaid cost reports submitted to the department in
6 compliance with this chapter. The maximum allowable square feet per
7 bed may not exceed four hundred fifty.

8 (d) Each facility must be paid at eighty-three percent or greater
9 of the median nursing facility RSMeans construction index value per
10 square foot. The department may use updated RSMeans construction
11 index information when more recent square footage data becomes
12 available. The statewide value per square foot must be indexed based
13 on facility zip code by multiplying the statewide value per square
14 foot times the appropriate zip code based index. For the purpose of
15 implementing this section, the value per square foot effective July
16 1, 2016, must be set so that the weighted average fair rental value
17 rate is not less than ten dollars and eighty cents per patient day.
18 The capital component rate allocations calculated in accordance with
19 this section must be adjusted to the extent necessary to comply with
20 RCW 74.46.421.

21 (e) The average age is the actual facility age reduced for
22 significant renovations. Significant renovations are defined as those
23 renovations that exceed two thousand dollars per bed in a calendar
24 year as reported on the annual cost report submitted in accordance
25 with this chapter. For the rate beginning July 1, 2016, the
26 department shall use renovation data back to 1994 as submitted on
27 facility cost reports. Beginning July 1, 2016, facility ages must be
28 reduced in future years if the value of the renovation completed in
29 any year exceeds two thousand dollars times the number of licensed
30 beds. The cost of the renovation must be divided by the accumulated
31 depreciation per bed in the year of the renovation to determine the
32 equivalent number of new replacement beds. The new age for the
33 facility is a weighted average with the replacement bed equivalents
34 reflecting an age of zero and the existing licensed beds, minus the
35 new bed equivalents, reflecting their age in the year of the
36 renovation. At no time may the depreciated age be less than zero or
37 greater than forty-four years.

38 (f) A nursing facility's capital component rate allocation must
39 be rebased annually, effective July 1, 2016, in accordance with this
40 section and this chapter.

1 (g) For the purposes of this subsection (5), "RSMeans" means
2 building construction costs data as published by Gordian.

3 (6) A quality incentive must be offered as a rate enhancement
4 beginning July 1, 2016.

5 (a) An enhancement no larger than five percent and no less than
6 one percent of the statewide average daily rate must be paid to
7 facilities that meet or exceed the standard established for the
8 quality incentive. All providers must have the opportunity to earn
9 the full quality incentive payment.

10 (b) The quality incentive component must be determined by
11 calculating an overall facility quality score composed of four to six
12 quality measures. For fiscal year 2017 there shall be four quality
13 measures, and for fiscal year 2018 there shall be six quality
14 measures. Initially, the quality incentive component must be based on
15 minimum data set quality measures for the percentage of long-stay
16 residents who self-report moderate to severe pain, the percentage of
17 high-risk long-stay residents with pressure ulcers, the percentage of
18 long-stay residents experiencing one or more falls with major injury,
19 and the percentage of long-stay residents with a urinary tract
20 infection. Quality measures must be reviewed on an annual basis by a
21 stakeholder work group established by the department. Upon review,
22 quality measures may be added or changed. The department may risk
23 adjust individual quality measures as it deems appropriate.

24 (c) The facility quality score must be point based, using at a
25 minimum the facility's most recent available three-quarter average
26 centers for medicare and medicaid services quality data. Point
27 thresholds for each quality measure must be established using the
28 corresponding statistical values for the quality measure point
29 determinants of eighty quality measure points, sixty quality measure
30 points, forty quality measure points, and twenty quality measure
31 points, identified in the most recent available five-star quality
32 rating system technical user's guide published by the centers for
33 medicare and medicaid services.

34 (d) Facilities meeting or exceeding the highest performance
35 threshold (top level) for a quality measure receive twenty-five
36 points. Facilities meeting the second highest performance threshold
37 receive twenty points. Facilities meeting the third level of
38 performance threshold receive fifteen points. Facilities in the
39 bottom performance threshold level receive no points. Points from all

1 quality measures must then be summed into a single aggregate quality
2 score for each facility.

3 (e) Facilities receiving an aggregate quality score of eighty
4 percent of the overall available total score or higher must be placed
5 in the highest tier (tier V), facilities receiving an aggregate score
6 of between seventy and seventy-nine percent of the overall available
7 total score must be placed in the second highest tier (tier IV),
8 facilities receiving an aggregate score of between sixty and sixty-
9 nine percent of the overall available total score must be placed in
10 the third highest tier (tier III), facilities receiving an aggregate
11 score of between fifty and fifty-nine percent of the overall
12 available total score must be placed in the fourth highest tier (tier
13 II), and facilities receiving less than fifty percent of the overall
14 available total score must be placed in the lowest tier (tier I).

15 (f) The tier system must be used to determine the amount of each
16 facility's per patient day quality incentive component. The per
17 patient day quality incentive component for tier IV is seventy-five
18 percent of the per patient day quality incentive component for tier
19 V, the per patient day quality incentive component for tier III is
20 fifty percent of the per patient day quality incentive component for
21 tier V, and the per patient day quality incentive component for tier
22 II is twenty-five percent of the per patient day quality incentive
23 component for tier V. Facilities in tier I receive no quality
24 incentive component.

25 (g) Tier system payments must be set in a manner that ensures
26 that the entire biennial appropriation for the quality incentive
27 program is allocated.

28 (h) Facilities with insufficient three-quarter average centers
29 for medicare and medicaid services quality data must be assigned to
30 the tier corresponding to their five-star quality rating. Facilities
31 with a five-star quality rating must be assigned to the highest tier
32 (tier V) and facilities with a one-star quality rating must be
33 assigned to the lowest tier (tier I). The use of a facility's five-
34 star quality rating shall only occur in the case of insufficient
35 centers for medicare and medicaid services minimum data set
36 information.

37 (i) The quality incentive rates must be adjusted semiannually on
38 July 1 and January 1 of each year using, at a minimum, the most
39 recent available three-quarter average centers for medicare and
40 medicaid services quality data.

1 (j) Beginning July 1, 2017, the percentage of short-stay
2 residents who newly received an antipsychotic medication must be
3 added as a quality measure. The department must determine the quality
4 incentive thresholds for this quality measure in a manner consistent
5 with those outlined in (b) through (h) of this subsection using the
6 centers for medicare and medicaid services quality data.

7 (k) Beginning July 1, 2017, the percentage of direct care staff
8 turnover must be added as a quality measure using the centers for
9 medicare and medicaid services' payroll-based journal and nursing
10 home facility payroll data. Turnover is defined as an employee
11 departure. The department must determine the quality incentive
12 thresholds for this quality measure using data from the centers for
13 medicare and medicaid services' payroll-based journal, unless such
14 data is not available, in which case the department shall use direct
15 care staffing turnover data from the most recent medicaid cost
16 report.

17 (7) Reimbursement of the safety net assessment imposed by chapter
18 74.48 RCW and paid in relation to medicaid residents must be
19 continued.

20 (8)(a) The direct care and indirect care components must be
21 rebased in even-numbered years, beginning with rates paid on July 1,
22 2016. Rates paid on July 1, 2016, must be based on the 2014 calendar
23 year cost report. On a percentage basis, after rebasing, the
24 department must confirm that the statewide average daily rate has
25 increased at least as much as the average rate of inflation, as
26 determined by the skilled nursing facility market basket index
27 published by the centers for medicare and medicaid services, or a
28 comparable index. If after rebasing, the percentage increase to the
29 statewide average daily rate is less than the average rate of
30 inflation for the same time period, the department is authorized to
31 increase rates by the difference between the percentage increase
32 after rebasing and the average rate of inflation.

33 (b) It is the intention of the legislature that direct and
34 indirect care rates paid in fiscal year 2022 will be rebased using
35 the calendar year 2019 cost reports. For fiscal year 2021, in
36 addition to the rates generated by (a) of this subsection, an
37 additional adjustment is provided as established in this subsection
38 (8)(b). Beginning May 1, 2020, and through June 30, 2021, the
39 calendar year costs must be adjusted for inflation by a twenty-four
40 month consumer price index, based on the most recently available

1 monthly index for all urban consumers, as published by the bureau of
2 labor statistics. It is also the intent of the legislature that,
3 starting in fiscal year 2022, a facility-specific rate add-on equal
4 to the inflation adjustment that facilities received solely in fiscal
5 year 2021, must be added to the rate.

6 (c) To determine the necessity of regular inflationary
7 adjustments to the nursing facility rates, by December 1, 2020, the
8 department shall provide the appropriate policy and fiscal committees
9 of the legislature with a report that provides a review of rates paid
10 in 2017, 2018, and 2019 in comparison to costs incurred by nursing
11 facilities.

12 (9) The direct care component provided in subsection (3) of this
13 section is subject to the reconciliation and settlement process
14 provided in RCW 74.46.022(6). Beginning July 1, 2016, pursuant to
15 rules established by the department, funds that are received through
16 the reconciliation and settlement process provided in RCW
17 74.46.022(6) must be used for technical assistance, specialized
18 training, or an increase to the quality enhancement established in
19 subsection (6) of this section. The legislature intends to review the
20 utility of maintaining the reconciliation and settlement process
21 under a price-based payment methodology, and may discontinue the
22 reconciliation and settlement process after the 2017-2019 fiscal
23 biennium.

24 (10) Compared to the rate in effect June 30, 2016, including all
25 cost components and rate add-ons, no facility may receive a rate
26 reduction of more than one percent on July 1, 2016, more than two
27 percent on July 1, 2017, or more than five percent on July 1, 2018.
28 To ensure that the appropriation for nursing homes remains cost
29 neutral, the department is authorized to cap the rate increase for
30 facilities in fiscal years 2017, 2018, and 2019.

31 **Sec.**

967

32 RCW 76.04.516 and 2021 c 298 s 3 are each amended to read as follows:

33 (1) By December 1st of each even-numbered year, and in compliance
34 with RCW 43.01.036, the department must report to the governor and
35 legislature on the following:

36 (a) The type and amount of the expenditures made, by fiscal year,
37 and for what purpose, from the wildfire response, forest restoration,
38 and community resilience account created in RCW 76.04.511 and from

1 expenditures made from the general fund for implementation of this
2 act;

3 (b) The amount of unexpended and unobligated funds in the
4 wildfire response, forest restoration, and community resilience
5 account and recommendations for the disbursement to local districts;

6 (c) Progress on implementation of the wildland fire protection
7 10-year strategic plan including, but not limited to, how investments
8 are reducing human-caused wildfire starts, lowering the size and
9 scale and geography of catastrophic wildfires, reducing the
10 communities, landscapes, and population at risk, and creating
11 resilient landscapes and communities;

12 (d) Progress on implementation of the 20-year forest health
13 strategic plan as established through the forest health assessment
14 and treatment framework pursuant to RCW 76.06.200 including, but not
15 limited to: Assessment of fire prone lands and communities that are
16 in need of forest health treatments; forest health treatments
17 prioritized and conducted by landowner type, geography, and risk
18 level; estimated value of any merchantable materials from forest
19 health treatments; and number of acres treated by treatment type,
20 including the use of prescribed fire;

21 (e) Progress on developing markets for forest residuals and
22 biomass generated from forest health treatments.

23 (2) The department must include recommendations on any
24 adjustments that may be necessary or advisable to the mechanism of
25 funding dispensation as created under chapter 298, Laws of 2021.

26 (3) The report required in this section should support existing
27 department assessments pursuant to RCW 79.10.530 and 76.06.200.

28 (4) (a) (i) Prior to the determination of the 2025-2034 sustainable
29 harvest calculation as required by RCW 79.10.320, the department must
30 hire an independent third-party contractor to assist it in updating
31 its forest inventory by increasing the intensity of forest sample
32 plots on all forestlands over the next two biennium. The department's
33 sustainable harvest calculation technical advisory committee must be
34 involved in the design, development, and implementation of this
35 forest inventory update.

36 (ii) For purposes of this subsection, "forest inventory" means
37 the collection of sample data to estimate a range of forest
38 attributes including, but not limited to, standing volume, stored
39 carbon, habitat attributes, age classes, tree species, and other
40 inventory attributes, including information needed to estimate rates

1 of tree growth and associated carbon sequestration on department
2 lands.

3 (iii) The department's sustainable harvest calculation technical
4 advisory committee must bring forward recommendations for regular
5 maintenance and updates to the forest inventory on a ten-year basis.

6 (b) Prior to the determination of the 2025-2034 sustainable
7 harvest calculation as required by RCW 79.10.320, the department must
8 hire a third-party contractor to review, analyze, and advise the
9 department's forest growth and yield modeling, specific to all types
10 of forested acres managed by the department. The department's
11 sustainable harvest calculation technical advisory committee must be
12 involved in the design, review, and analysis of the department's
13 forest growth and yield modeling.

14 (c) Prior to the determination of the 2025-2034 sustainable
15 harvest calculation as required by RCW 79.10.320 and in the absence
16 of any litigation, pending or in progress, against the department's
17 sustainable harvest calculation, the joint legislative audit and
18 review committee established in chapter 44.28 RCW must oversee and
19 conduct an independent review of the methodologies and data being
20 utilized by the department in the development of the sustainable
21 harvest calculation, including the associated forest inventory,
22 forest growth, harvest and yield data, and modeling techniques that
23 impact harvest levels. In carrying out the review, the joint
24 legislative audit and review committee shall:

25 (i) Retain one or more contractors with expertise in forest
26 inventories, forest growth and yield modeling, and operational
27 research modeling in forest harvest scheduling to conduct the
28 technical review;

29 (ii) Be a member of department's sustainable harvest calculation
30 technical advisory committee, along with one of its contractors
31 selected in (c)(i) of this subsection; and

32 (iii) Prior to the department's determination of the sustainable
33 harvest (~~(calculation)~~) calculation under RCW 79.10.320, ensure that
34 a completed independent review and report with findings and
35 recommendations is submitted to the board of natural resources and
36 the legislature.

37 (d) Upon receiving the report from the joint legislative audit
38 and review committee required under (c)(iii) of this subsection, the
39 board of natural resources shall determine whether modifications are

1 necessary to the sustainable harvest calculation prior to approving
2 harvest level under RCW 79.10.320.

3 NEW SECTION. **Sec.** **968** .

4 If any provision of this act or its application to any person or
5 circumstance is held invalid, the remainder of the act or the
6 application of the provision to other persons or circumstances is not
7 affected.

8 NEW SECTION. **Sec.** **969** .

9 This act is necessary for the immediate preservation of the public
10 peace, health, or safety, or support of the state government and its
11 existing public institutions, and takes effect immediately.

(End of Bill)

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